



Special Town Board Meeting

Friday, September 30, 2022 at 2:00 p.m.

- I. SALUTE TO THE FLAG**
- II. MOMENT OF SILENCE**
- III. CALL TO ORDER**
- IV. ROLL CALL**
- V. RESOLUTION AGENDA**

817. AUTHORIZING THE WAIVING OF CERTAIN BUILDING APPLICATION REQUIREMENTS FOR THE PLANNING DEPARTMENT AND BUILDING DEPARTMENT THROUGH DECEMBER 31, 2022

818. AUTHORIZING PERMISSION FOR AN OUTDOOR PUBLIC ASSEMBLY PERMIT FROM OCTOBER 7, 2022 THROUGH AND INCLUDING OCTOBER 10, 2022 IN THE TOWN OF BABYLON FOR THE FAMOUS FOOD FESTIVAL "TASTE THE WORLD"

819. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 250 PAWNEE, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

820. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 251 PAWNEE, N. AMITYVILLE, NY 11701 SCTM, NO. 0100-164.00-02.00-025.002

821. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 1 HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

822. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 5 HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

823. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 7 HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

824. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 9 HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

825. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT 11 HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

826. AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE, LOCATED AT NO NUMBER HILLCREST, N. AMITYVILLE, NY 11701, SCTM NO. 0100-164.00-02.00-025.002

- VI. REMAINING GENERAL PUBLIC COMMENT**
- VII. ADJOURNMENT**

The next regularly scheduled Town of Babylon Board Meeting will be held on Wednesday, October 12, 2022, at 3:30 p.m.

RESOLUTION NO. 817 SEPTEMBER 30, 2022
AUTHORIZING THE WAIVING OF CERTAIN BUILDING APPLICATION REQUIREMENTS
FOR THE PLANNING DEPARTMENT AND BUILDING DEPARTMENT
THROUGH DECEMBER 31, 2022

The following resolution was offered by Supervisor Schaffer and seconded by Councilman Manetta

WHEREAS, on or about September 8, 2022, Suffolk County officials determined that the County's systems had been affected by a cyberattack; and

WHEREAS, a large number of Town of Babylon Planning Department and Building Department applications require documents that are obtainable through the Suffolk County Clerk's Office, or require the recording of documents with the Suffolk County Clerk's Office as a required condition of a land use approval; and

WHEREAS, Building and Planning Department staff members have become aware that land use applicants, property owners, and Town of Babylon residents, are temporarily unable to either: (1) obtain certain documents on file with the County Clerk; and/or (2) record documents with the County Clerk, because of the aforementioned cyberattack; and

WHEREAS, the Town of Babylon desires to avoid undue delays in the normal day-to-day processing of Building Department and Planning Department applications.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that in light of the foregoing, the Town of Babylon Town Board determines that:

1. The requirement of the filing of a deed with an application may be waived in the discretion of the Town of Babylon Planning Commissioner or Deputy Commissioner, and that in lieu of the deed, an applicant unable to produce a deed, may file an affidavit of ownership; and
2. The requirement of a Certified Copy of a document required to be recorded with the Suffolk County Clerk's Office as a condition of a land use approval, may be waived by the Planning Commissioner or Deputy Commissioner upon proof of filing with the Suffolk County Clerk, an affidavit attesting to the filing, OR upon presentation of said document approved for recording by the Town Attorney's Office, along with a certified bank check in the amount of \$750.00 to cover the Town's cost of recording in the event of default in said recording obligation; and
3. Waiver ability described in paragraphs (1) and (2) above, shall remain in effect through December 31, 2022.

VOTES: 5 **YEAS:** 5 **NAYS:** 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 818 SEPTEMBER 30, 2022
AUTHORIZING PERMISSION FOR AN OUTDOOR PUBLIC ASSEMBLY PERMIT
FROM OCTOBER 7, 2022 THROUGH AND INCLUDING OCTOBER 10, 2022
IN THE TOWN OF BABYLON
FOR THE FAMOUS FOOD FESTIVAL “TASTE THE WORLD”

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Martinez

WHEREAS, the Famous Food Festival has requested permission to hold an outdoor public assembly for the purpose of having their annual family friendly food experience and festival from Friday, October 7, 2022, through and including Monday, October 10, 2022, between the hours of 11:00 a.m. and 8:00 p.m., within the Town of Babylon at the south parking lot of Tanger Outlets, 152 The Arches Circle, Deer Park, NY 11729, with the use of sound equipment and tents; and WHEREAS, the Famous Food Festival has obtained sufficient insurance to protect the interests of the Town of Babylon; subject to Schedule “A” attached hereto.

INDIVIDUAL: Dylan Ross 38203 Winterberry Dr. Plainview, NY 11803 (631) 387-6291	ORGANIZATION: Famous Food Festival 75 Oser Ave. Hauppauge, NY 11788 (631) 387-6291 (631) 316-3077
DATES & TIMES: Date(s): 10/7/2022 to: 10/10/2022 Time: 11:00 a.m. to 8:00 p.m. Rain Date: n/a	LOCATION: Tanger Outlets (south parking lot) 152 The Arches Circle Deer Park, NY 11729
SPECIAL REQUIREMENTS: Event Details: Experienced chefs who will showcase their works of culinary art to the local community Tents: Yes; (1) 40x40; (5) 20x20 Amusement Rides: Yes; (3) Insurance on file Sound Equipment: Yes; Front of house speakers & live music Toilet/Water Facilities: 72 bathroom stalls w/ hot running water, plus 10 porta potties & 10 station restroom trailer	

NOW, THEREFORE, be it
RESOLVED, that the Town Clerk is hereby directed to forward a copy of this said resolution to the following Departments within the of the Town of Babylon; Public Safety, Central Alarm, Highway, Parks & Recreation, Fire Prevention, Solid Waste Management and also the Suffolk County Police Department and Suffolk County DPW; and be it further

RESOLVED, that the Town Board of the Town of Babylon does hereby order this resolution as stated and will act as acknowledgement and used as said permit, subject to the rules and regulations of the Commissioner of Parks, Recreation and Cultural Affairs and the Suffolk County Police Department.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

F A I R S - SCHEDULE "A"

Pursuant to Section 79-2 of the Code of the Town of Babylon, you are hereby advised that the Town Board of the Town of Babylon, pursuant to the powers contained in the aforesaid Section 79-2, will impose the following requirements upon any permit granted pursuant to this article:

1. Opening and Closing Times. All amusements provided pursuant to a permit issued under this article shall not have an opening time prior to 6:00 p.m. during the days of Monday through Friday and 10:00 a.m. on Saturdays and Sundays, and shall close not later than 8:00 p.m. on any day.

2. No portable or movable living accommodations shall be allowed on the site of the amusement or elsewhere within the Town in connection with said amusement, unless allowed pursuant to the Building Zone Ordinance of the Town of Babylon.

3. No games shall be permitted which will violate State Law.

4. Any person or organization seeking permission to conduct any game of chance shall file the proper application with the Town Clerk and shall comply with all provisions of Chapter 130 of the Code of the Town of Babylon.

5. Adequate sanitary facilities shall be provided, based upon the size and scope of the event.

6. Any person employed by any organization working in connection with the Amusement found to be undesirable by the Town Board, the Commissioner of Planning and Development or the Suffolk County Police Department, shall be summarily dismissed.

7. Proper liability insurance shall be provided, at time of application.

8. All rides or other amusements which may require it, shall have proper State safety certification prior to any use thereof.

9. All necessary permits required by the Suffolk County Department of Health for the sale of food and other consumables shall be obtained prior to the commencement of operations.

10. Any violation of the above conditions shall result in the summary revocation of the permit issued hereunder. For purposes of this provision, the Commissioner of Planning and Development, or the Suffolk County Police Department, as well as the Town Board, may summarily revoke a permit.

11. Live animal acts or exhibitions are prohibited.

All requirements hereunder must be met prior to the opening of any event required to be licensed pursuant to this article.

RESOLUTION NO. 819 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 250 PAWNEE, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman McSweeney

WHEREAS, a certain structure(s) located at **250 Pawnee, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022** indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **250 Pawnee, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 820 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 251 PAWNEE, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Gregory

WHEREAS, a certain structure(s) located at **251 Pawnee, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **251 Pawnee, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 821 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 1 HILLCREST, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Manetta

WHEREAS, a certain structure(s) located at **1 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **1 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 **YEAS: 5** **NAYS: 0**

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 822 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 5 HILLCREST, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Martinez

WHEREAS, a certain structure(s) located at **5 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **5 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 **YEAS: 5** **NAYS: 0**

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 823 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 7 HILLCREST, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman McSweeney

WHEREAS, a certain structure(s) located at **7 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **7 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022** on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 **YEAS: 5** **NAYS: 0**

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 824 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 9 HILLCREST, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Gregory

WHEREAS, a certain structure(s) located at **9 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **9 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 825 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT 11 HILLCREST, N. AMITYVILLE, NY 11701
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Manetta

WHEREAS, a certain structure(s) located at **11 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **11 Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.

RESOLUTION NO. 826 SEPTEMBER 30, 2022
AUTHORIZING THE DEMOLITION, BOARD UP AND SECURING OF UNSAFE STRUCTURE,
LOCATED AT NO NUMBER HILLCREST, N. AMITYVILLE, NY
SCTM NO. 0100-164.00-02.00-025.002

The following resolution was offered by Supervisor Schaffer
and seconded by Councilman Martinez

WHEREAS, a certain structure(s) located at **No Number Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** has no running water as per a communication with the Suffolk County Water Authority and the structures have become so deteriorated and/or dilapidated and become so out of repair as to be dangerous and unsafe thereby presenting a nuisance to children and an imminent danger to the safety, health and welfare of the surrounding community residents; and

WHEREAS, the architect/professional engineer's report dated **September 28, 2022**, indicates the structure should be demolished including the removal of the foundation which is the most likely and prudent course of action; and

WHEREAS, §92-10 of the Town Code provides for the correction of said unsafe structure and the assessment of the costs of said correction against the property.

NOW, THEREFORE, be it

RESOLVED, that the Town Board of the Town of Babylon does hereby order the demolition and removal of the structures located at **No Number Hillcrest, N. Amityville, New York**, bearing **SCTM# 0100-164.00-02.00-025.002** to eliminate safety hazard, in order to rectify the above noted problems and abolish any public nuisance resulting from the unsafe condition of said structure, in accordance with the Conclusions and Recommendations set forth in the architect/professional engineer's report dated **September 28, 2022**, on file in the Department of Code Enforcement; and be it further

RESOLVED, that the Comptroller is hereby authorized to pay the architect/professional engineer the cost of the inspection report in the amount of Three Hundred Dollars (\$300.00) for said promises from the appropriate fund; and be it further

RESOLVED, that the Department of Public Works shall undertake the necessary securing, removal and cleanup; and be it further

RESOLVED, that the costs of securing be assessed against the premises in accordance with Town Code §92-9.

VOTES: 5 YEAS: 5 NAYS: 0

The resolution was thereupon declared duly adopted.