

Course Certification Key

This completed course provides the following continuing education credits:

- (a) CEO 1 hr.
- (b) CLE 1 hr. *
- (c) CEO 2 hrs.
- (d) CLE 2 hrs. *
- (e) AICP 1.5 hrs. **

CEO = Code Enforcement Officers;
CLE = Attorneys (Continuing Legal Education);
AICP = American Institute of Certified Planners.

***CLE credit through the Albany Law School Institute of Legal Studies and the NYS DOS. Attorneys requesting CLE credit pay a fee of \$25 per class to the Albany Law School Institute of Legal Studies (certified by the NYS Continuing Legal Education Board).**

**** AICP credit has been requested from the APA through the Long Island Section. Credit was requested for all workshops and the plenary session. Contact the APA Long Island Section at LongIslandSection@nyplanning.org for further information.**

Accreditation: The Albany Law School Institute of Legal Studies has been certified by NYS Continuing Legal Education Board as an Accredited Provider of Continuing Legal Education in the State of New York.

Online Information

For more information or to download the 2013 Autumn Conference Resource Manual, visit our website using the QR code or go to:

www.suffolkcountyny.gov/Departments/Planning/SCPlanningFederation.aspx



FROM THE SUFFOLK COUNTY PLANNING COMMISSION

On behalf of the Suffolk County Planning Commission, I am delighted to welcome you to the 2013 Suffolk County Planning Federation Autumn Planning Conference.

Suffolk County faces many challenges: we need to encourage economic growth while protecting our natural assets; we need to promote a more diverse housing stock while ensuring that we don't overburden our transportation systems and other critical infrastructure; and we need to prepare for a clean energy future through more energy efficient buildings and renewable energy generation.

These regional issues and others play out day by day and project by project across Suffolk's 43 municipalities. This planning conference provides an opportunity for decision-makers from across the county to learn about the latest trends and to exchange ideas about the land use issues that are critical to Suffolk County's future.

Particular thanks to the Rauch Foundation for sponsoring today's event and to Brookhaven National Lab and the APA's Long Island Chapter for their support. This conference also would not be possible without the leadership of Suffolk County Planning Director Sarah Lansdale and the County Planning Division staff.

We hope you enjoy the conference.

Sincerely,
David L. Calone

David L. Calone
Suffolk County Planning Commission



Keynote Speaker: Kevin Law, President and Chief Executive Officer LIA

Mr. Law became President and CEO of the Long Island Association, one of the most respected business organizations in New York State, in September 2010. His efforts are focused on economic development and creating a better business climate on Long Island to strengthen it as a place to live, work and do business.

Previously, Mr. Law was President and CEO of the Long Island Power Authority (LIPA), the 2nd largest public utility in the country with over 1.1 million customers. Prior to his approval as President and CEO, Mr. Law served as a LIPA Trustee and was appointed by Governor Eliot Spitzer as Chairman of its Board beginning in January 2007.

Mr. Law demonstrated leadership in the areas of energy efficiency and renewable energy by launching Efficiency Long Island, the largest energy efficiency program for any public utility in the country, by procuring the largest solar energy project in New York State and by introducing "smart meters" on Long Island (the prelude to a smart grid). His efforts at LIPA helped lay the foundation for a clean energy economy on Long Island. As Chief Executive Officer, Law oversaw a \$10 billion company with a \$4 billion annual operating budget. He brought rates down to a 5 year low and secured LIPA's first ever bond rating increase.

Previously, Mr. Law served as Chief Deputy County Executive and General Counsel for Suffolk County, New York, which is the ninth largest county in the country with a population of 1.4 million people. In this capacity, Mr. Law had direct oversight of all county departments consisting of 12,000 employees and a \$2.7 billion budget.

Prior to his tenure in Suffolk County, Mr. Law was the Managing Partner of the Long Island office of Nixon Peabody LLP, an international law firm with over eight hundred attorneys. As a member of the Energy and Environment Practice Group, Mr. Law focused his practice in matters relating to all facets of environmental and energy law (where he worked on many of the largest energy projects on Long Island), land-use, real estate, municipal litigation and representation of clients before federal, state and local agencies.

Before joining Nixon Peabody, Mr. Law was the Director of Real Estate for the Suffolk County Department of Law, where he administered the Pine Barrens, Open Space and Farmland Preservation and Acquisition Programs. Earlier, Mr. Law was the Assistant Suffolk County Executive for Planning, Housing and Environmental Affairs, where he coordinated the County Executive's environmental initiatives and affordable housing programs. Prior to his initial tenure with Suffolk County, Mr. Law worked for the New York State Assembly as a legislative assistant to the Sub-Committee on the Long Island Economy.

Mr. Law received an Associate of Arts from Suffolk County Community College; a Bachelor of Arts from SUNY, Stony Brook University; a Master of Science from the Graduate School of Urban Affairs and Planning at CUNY, Hunter College; a Juris Doctor from St. John's University School of Law, and is admitted to the Bar of the State of New York. He most recently completed a Leadership Program at the John F. Kennedy School of Government at Harvard University.

In 2011, Mr. Law was appointed by Governor Andrew M. Cuomo as Co-Chair of the Long Island Regional Economic Development Council, a board that is leading the economic development initiatives in the region. In 2009, Mr. Law was appointed by Governor David A. Paterson as Chairman of the Stony Brook University Council. He also sits on the Boards of the Advanced Energy Research Technology Center, Energeia, and the Association of Council Members and College Trustees. Mr. Law is also the Chairman of the Long Island Housing Partnership and Chairman of Accelerate Long Island, a consortium of Long Island's research institutions collaborating on converting world class research into start up companies.

Previously Mr. Law served as a Trustee to the Long Island Chapter of the Nature Conservancy and Suffolk County Community College. He was also formerly a member of the Board of Ethics for the Town of Smithtown where he resides with his wife and two sons in the hamlet of Saint James.

Suffolk County Planning Federation Autumn Planning Conference - 2013

Thursday October 17, 2013



The 14th Annual Seminar on Planning Board and Zoning Board Fundamentals



General Session I - 3:00 p.m.

MORATORIA (a) (b) (e)

A moratorium is a local enactment that suspends a landowner's right to obtain development approvals while the local government considers changes to its regulations. Before enacting a moratorium, local officials should be aware of the circumstances in which a moratorium is the most appropriate action for a local government to take. This course looks at, among other things, the court cases that shaped the "rules" for adopting moratoria and the procedures local officials should follow in adopting moratorium laws.

Participants: **JD Wood**, Land Use Training Specialist, NYSDOS; **Natasha Esther Phillip**, Esq., Senior Attorney, NYS DOS

Moderator: **John Paul Whelan**, Suffolk County Planning Commission

DISCOVERY PARK: A COLLABORATIVE REPURPOSING PROJECT FOR THE FUTURE OF BROOKHAVEN NATIONAL LABORATORY (e)

Learn about a transformative vision for Brookhaven National Laboratory and the New York region. Envisioned as a joint land use partnership with New York State and Long Island's local and regional government, as well as private industry, Discovery Park will enhance the DOE's investment and assets at Brookhaven National Laboratory and position BNL as a valued and visible community partner. In addition to basic infrastructure renewal, Discovery Park will provide enhanced services for BNL guests and users, facilitate a stronger engagement in energy technology development and deployment, substantially increase the impact of science and technology education, and promote regional economic development.

Participants: **Lanny Bates**, Assistant Laboratory Director for Facilities and Operations BNL

Moderator: **Kevin Gershowitz**, Suffolk County Planning Commission

NEW TECHNOLOGY AND PLANNING CONCEPTS FOR WASTEWATER TREATMENT (e)

Discussions about the latest environmental issues caused by human-sourced nitrogen, planning efforts, and new technology for decentralized systems. What are our next steps? How can the towns and the County work together to improve decentralized wastewater treatment to protect both aquifer and surface water quality?

Participants: **Adrienne Esposito**, SC Planning Commission, **Chris Gobler**, Director of Programs at the School of Marine and Atmospheric Sciences (SoMAS) at Stony Brook University, **Glynis Berry**, SC Planning Commission, **Walter Dawydiak**, SC Department of Health Services, **Fred Thiele**, New York State Assembly

Moderator: **David Calone**, Suffolk County Planning Commission

Dinner Break 4:40 p.m.

Plenary Session 5:15

General Session II- 6:00 p.m.

PLANNING AND ZONING CASE LAW UPDATE (a) (b) (e)

Recent cases that pertain to land use will be summarized and the implications of them on land use regulation at the local level explored. Opinions by the New York State Attorney General, Office of State Comptroller, and Committee on Open Government that pertain to land use and local governance will also be reviewed.

Participants: **Natasha Esther Phillip**, Esq., Senior Attorney, NYS DOS

Moderator: **Jennifer Casey**, Suffolk County Planning Commission

NEW YORK RISING COMMUNITY RECONSTRUCTION ZONE (CRZ) PROGRAM (e)

This past July Gov. Andrew M. Cuomo launched the New York Rising Community Reconstruction Zone (CRZ) Program, an initiative designed by the State following the natural disasters over the past two years that will empower communities hit hard by the storms to create and implement locally-created and federally funded strategies for rebuilding and strengthening their communities against future extreme weather. Learn more about the program and progress of this initiative

Participants: **Dorian Dale**, Chief Recovery Officer, Suffolk County Department of Economic Development & Planning, **Vanessa Pino Lockel**, CRZ Suffolk Lead, NYS Homes and Community Renewal, **Zachary Richner**, Policy Director, New York Rising Community Reconstruction Program, **Paul Beyer**, Director of Smart Growth Planning, NYS Department of State, **Jeffrey Stiles**, Vice President & National Planning Director for Jacobs

Moderator: **Michael Kaufman**, Suffolk County Planning Commission

DESIGNING SUBURBAN FUTURES (e)

June Williamson, an architect, urban designer, professor and co-author of the award-winning book "Retrofitting Suburbia," will deliver a presentation on her latest book, "Designing Suburban Futures: New Models from Build a Better Burb" (Island Press, 2013), in which she examines new and innovative urban design ideas for how suburbs might be retrofitted and reimagined over time to sustainably absorb new growth and evolve in relation to changing demographic and economic conditions. These ideas are illustrated by thought-provoking urban design proposals for Long Island from the 2010 Build a Better Burb ideas competition. The open competition, for which June was primary consultant and juror, was sponsored by the Long Island Index, a project of the Rauch Foundation. Also presenting will be Jocelyn Wenk, AICP, Associate Director of the Long Island Index and manager of the Index's ongoing Build a Better Burb initiative.

Participants: **Jocelyn Wenk**, Associate Director of the Long Island Index, **June Williamson, RA, LEEP AP**, Associate Professor at The City College of New York's Spitzer School of Architecture

Moderator: **Barbara Roberts**, Suffolk County Planning Commission

General Session III - 8:00 p.m.

ENFORCEMENT OF ZONING AND OTHER LOCAL LAWS (a) (b) (e)

Municipalities have various regulations that are an extension of their police power that aren't necessarily enforced by the police—zoning, property maintenance, and noise regulations, for example. This session reviews how these regulations are enforced, with discussion of the relationship between the enforcement officer and the review boards, the effect of an appeal of an enforcement action to the zoning board of appeals, and judicial enforcement of violations.

Participants: **JD Woods**, Land Use Training Specialist, NYSDOS; **Natasha Esther Phillip**, Esq., Senior Attorney, NYS DOS

Moderator: **Matthew Chartrand**, Suffolk County Planning Commission

NEW YORK-CONNECTICUT SUSTAINABLE COMMUNITIES INITIATIVE PROJECTS ON LONG ISLAND (e)

An unprecedented bi-state collaboration of cities, counties and regional planning organizations has come together to launch New York-Connecticut Sustainable Communities. This initiative, funded with a \$3.5 million U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Regional Planning Grant, will integrate housing, economic development, transportation and environmental planning. The goal of the Consortium is to reposition the New York-Connecticut region to fully harness its innovation capabilities in a competitive global environment, build on its strong foundation of energy efficiency, and become as equitable as it is efficient. Its primary focus is to leverage the most extensive and robust transit system in the nation by developing livable communities with mixed-income housing and employment at key nodes in the MTA Metro-North Railroad and MTA Long Island Rail Road network.

On Long Island, the counties of Nassau and Suffolk and the Long Island Regional Planning Council are undertaking three projects through the Initiative to promote equitable affordable housing opportunities, develop transportation choices, improve the region's economic competitiveness, and enhance rural and suburban neighborhoods by safeguarding rural landscapes and fostering density in transit-served locations:

- Nassau Infill Redevelopment Study: The County will conduct a feasibility study of sustainable infill development and opportunities to promote transit-oriented development around up to three LIRR stations located within and surrounding the Nassau Hub Transit Study Area. Building off the County's Job Creation and Retention Plan, this study creates opportunities for serving the needs of current and future residents by: 1) rethinking land use patterns; 2) fostering transit oriented development 3) reducing auto dependence; 4) lowering carbon footprint and; 5) expanding population and tax base.
- Suffolk County Transfer of Development Rights Study: With a history of innovative open space protection programs, Suffolk County will develop recommendations for increasing the effectiveness of current transfer of development rights (TDR) programs in order to reduce redundancy and increase efficiency to better promote workforce housing, downtown revitalization, open space preservation, natural resource protection, transit-oriented and targeted economic development. Outcomes should be applicable to similar parts of the regions and growing exurban areas throughout the U.S.
- Long Island Housing Strategy: The Long Island Regional Planning Council, working with the counties of Nassau and Suffolk and other partners, will perform research, outreach and public education on the needs, benefits and impediments to increasing the availability of mixed income housing. The outcome will include a "Fair Share Housing Plan" to create mixed income housing options for all distributed throughout Long Island in transit supported locations.

Participants: **Satish Sood**, Nassau County Planning Commission, **Gerry Bogacz**, Planning Director, New York Metropolitan Transportation Council (NYMTC)

Moderator: **Glynis Berry**, Suffolk County Planning Commission

ETHICS (e)

State and local ethics laws were created to avert conflicts of interest between the duties of government officials and private interests. Accordingly, the purpose of this ethics seminar is primarily to advise those who either serve as a public employee or official or who work with public employees and officials about New York State public ethics laws, regulations and policies. The course will serve to provide an overview of ethical standards public employees and officials are obligated to uphold and to help prevent ethics violations before they occur.

Participants: **John Pavacic**, Executive Director of the Central Pine Barrens Joint Planning and Policy Commission

Moderator: **John F. Finn**, Suffolk County Planning Commission