

Chapter 37 Parks, Swimming Pools, Marinas, Boats and Waterway

Article III Navigation Regulations

§ 37-53.2 Mitigation fees for encroachment of marine structures on Town-owned property.

Construction, reconstruction, or maintenance of any of the structures listed in § 37-53.1 of this article shall be subject to a fee, as per Planning Department fee schedule (<https://www.islipny.gov/community-and-services/documents/planning-development/planning-division/308-fee-schedule-for-the-planning-division/file>) to be paid prior to the issuance of the permit. Fee title to the encroached-upon land remains the property of the Town of Islip, and no rights, other than the right to permissibly encroach upon said lands owned by the Town of Islip, are provided to the upland owner, which rights may be revoked at any time for any reason. Said fee shall accompany a signed statement of agreement and be paid in addition to any application processing fee, and in the following amounts:

~~A.~~ Bulkheads.

~~(1) Bulkheading: For resheathing and reconstruction within 18 inches, \$20 per square foot for up to and including 50 square feet of proposed encroaching boards/bulkhead; \$4 per square foot for subsequent square footage. A survey and scaled site plan detailing overhead width and length of encroachment shall be submitted as part of the requisite permit application.~~

~~(2) For in-place replacements, \$3 per linear foot for up to and including 100 linear feet of encroaching bulkhead; \$1 per linear foot for subsequent linear footage.~~

~~(3) An additional fee of \$1,000 shall be assessed in conjunction with the required permit if the distance between the property line and the existing bulkhead already exceeds four feet.~~

~~(4) Bulkhead fees are to be assessed once, and no more than one encroachment shall be permitted per bulkhead; all future work must be in place. Encroachment shall be determined by either a licensed land surveyor, professional engineer, or the Department of Planning staff.~~

~~B.~~ Mooring poles: No fee.

~~C.~~ Docks and lifts; other structures.

~~(1) Existing docks: \$5 per square foot for up to and including 100 square feet of encroachment as determined by either a licensed land surveyor, professional engineer, or the Department of Planning staff; \$1 per square foot for subsequent square footage. Fee is to be assessed once per duration of the permit as defined in § 67-19.~~

~~(2) Lift affixed to and supported solely by an existing structure listed above: \$250 per lift.~~

~~(3) Any structure or combination of structures not listed herein: subject to a fee as determined by the Commissioner of Planning.~~

~~D.~~ New structures: Double the resultant fee calculable for the corresponding existing structure in Subsection ~~C~~ above.