

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Great Neck Plaza

Local Law No. 5 of the year 2020

A local law

(Insert Title)

~~to extend a previously-enacted moratorium on certain building construction.~~

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Great Neck Plaza

as follows:

I. INTENT

The Board previously enacted Local Law 4 of 2019 to impose a moratorium on the issuance by the Village of conditional use permits, site plan approvals, permits of compliance and/or variances in connection with Large Residential Projects involving the construction of three or more additional dwelling units in certain buildings or structures. The intent of said moratorium was to give the Village time to study and evaluate the impact of substantial recent developments within the Village on factors affecting the quality of life of Village residents, such as traffic, parking, crowding, the Village's physical appearance and the demand for public services. The moratorium, which was subsequently, is now due to expire on or about November 24, 2020. Due to the restrictions on commercial and business activities in the Village imposed since March 2020 by reason of the Covid-19 pandemic, as well as the alteration of normal patterns of Village activity (including but not limited to parking, traffic and crowding) and the diminution of Village resources resulting from the pandemic, the Village, and the consultant retained by it, have been unable to reliably evaluate these factors and to conclude its evaluation. Therefore, in order to effectuate the purposes set forth in Local Law 4 of 2019 and in order to afford the Village additional time to complete its study and evaluation, the Board hereby finds that it will serve the public health, safety and welfare to extend the previously-enacted moratorium.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

II. AMENDMENT

Section 225-83.5(B) of the Village Code is hereby amended to provide as follows:

“B. For the period from the effective date of Local Law 4 of 2019 to and including April 24, 2021, no board, agency or department of the Village, including but not limited to the Board of Trustees, the Zoning Board of Appeals, the Building Department and the Department of Public Services, shall grant a conditional use permit, site plan approval, variance or permit of compliance authorizing the construction of a Large Residential Project (as defined above in subsection A) and no application seeking such a variance, permit or approval shall be accepted by the Village.”

II. SEVERABILITY

The invalidity of any sentence, part or provision of this Local Law shall not affect the validity of any other part or provision of this Local law which can be given effect without such invalid part or provision.

III. EFFECTIVE DATE

This local law shall become effective immediately as provided in the Municipal Home Rule Law upon being filed in the Office of the Secretary of State.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 20 of the ~~(County)(City)(Town)~~(Village) of Great Neck Plaza was duly passed by the Board of Trustees _____ on _____ 20 20, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 20 , in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 _____.
(Elective Chief Executive Officer)*
Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20 _____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, in accordance with the applicable provisions of law.
(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph _____ above.

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: _____

(Seal)

State of New York
County of Nassau

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature: _____

Title: Village Attorney

Village of: Great Neck Plaza

Date: _____, 2020