

(PLEASE USE THIS FORM FOR FILING YOUR 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 underlying to indicate new matter.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
NOV 17 2003

VILLAGE OF EAST WILLISTON

MISCELLANEOUS
& STATE RECORDS

LOCAL LAW NO: 2 of the Year 2003

A local law of the Village of East Williston, New York amending Chapter 160 of the Municipal Code entitled "Zoning".

Be it enacted by the Board of Trustees of the Incorporated Village of East Williston, New York as follows:

SECTION ONE. AMENDING CHAPTER 160 OF THE MUNICIPAL CODE PERTAINING TO ZONING TO AMEND SECTION 160-6 (A) AND TO AMEND SECTION 160-32 AS FOLLOWS:

Section 160-6. Boundaries of districts on Zoning Map.

A. Zoning Map. The boundaries of each of the said districts shall be as shown on the duly adopted Zoning Map which accompanies this chapter and which, with all notations, references, and other matters shown thereon, is hereby declared a part of this chapter. In accord with said Map, a recharge basin located in an easterly direction from Sagamore Avenue and bordering upon the Sagamore Avenue Baseball Field shall be within the Residence B district.

Section 160-32. Placement of accessory uses and buildings. . .

C. Accessory buildings and structures, including private garages, shall not be placed within a front yard, nor within a side yard, except as provided in Section 160-33. In a rear yard, accessory buildings and structures shall not be located within five feet of any property line.

(1) Such accessory structures shall be deemed to include air-conditioning equipment or other similar or related mechanical devices in accord with the definition of "structure" found at Section 160-4, ^(B) except that air-conditioning equipment or other similar or related mechanical devices may be located in any portion of a side yard than other than a required side yard.

SECTION TWO. SEVERABILITY.

Severability is intended throughout and within the provisions of this Local Law. If any section, sub-section, sentence, clause, phrase, or portion of this Local Law is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Local Law.

SECTION THREE EXERCISE OF SUPERSESSION AUTHORITY.

The Village hereby exercises the power of supersession granted to it pursuant to Municipal Home Rule Law Section 10(1)(ii)(e)(3) with respect to the within Local Law and hereby supersedes Village law 7-706(2) to the extent it requires notice or publication other than has been, or will be, provided as to the within Local Law.

SECTION FOUR. EFFECTIVE DATE.

This law shall become effective upon filing with 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. Two of 2003 of the ~~(County)(City)(Town)~~(Village) of East Williston, New York was duly passed by the Board of Trustees on Sept 8 2003, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. ~~(Passage by local legislative body with approval or disapproval or passage 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)~~(passed after disapproval) by the _____ ~~(Elective Chief Executive Officer*)~~ 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)~~(passed after disapproval) by the _____ ~~(Elective Chief Executive Officer*)~~ to the people by a vote of _____ (majority) for and _____ (minority) against the affirmative vote of the majority of the qualified electors of the ~~(general)(special)(annual)~~ election held on _____ 20____ in accordance with the applicable provisions of law.~~

4. ~~(Subject to 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)~~(passed after disapproval) by the _____ ~~(Elective Chief Executive Officer*)~~ and the local law was subject to referendum and no valid petition requesting referendum was filed as of _____ 20____ in accordance with the applicable provisions of law.~~

* 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 _____ 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 the City of _____ having been submitted to the voters of section (35)(37) of the Municipal Home Rule Law and having received the affirmative vote of a majority of the qualified electors of such city voting hereon at the (special) (general) election held on _____, is a correct copy.

6. (County Local Law Concerning Adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of the County of _____ State of New York having been submitted to the voters at the General Election of November _____, 2003 and having received the affirmative vote of a majority of the qualified electors of the county and a majority of the qualified electors of the town of said county considered as a unit voting at said general election, is a correct copy.

(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.

Jeanne Lyons

Clerk of the County legislative body, City, Town or Village Clerk or officer designated by local legislative body JEANNE LYONS, VILLAGE CLERK

Date: *November 10, 2003*

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

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.

CARRIERI & CARRIERI P.C.
By *JL Blinkoff*
Signature JEFFREY L. BLINKOFF
Title Village Attorney

County
City of East Williston
Town
Village

Date: 11/10/03