

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET
ALBANY, N.Y. 11231

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

of The Incorporated Village of Mastic Beach

Town

Village

Adopting Local Law No. 3 of the year 2012.

A LOCAL LAW OF THE VILLAGE OF MASTIC BEACH

Amending section 350-4 of Chapter 350 of the Village Code (~~to provide a new subdivision~~
()) which shall read as follows:

"Landscaping. All landscaping shall be maintained so that lawns, hedges, bushes and trees shall be kept trimmed and free from becoming overgrown and unsightly. The grass of lawns shall be mowed so that the height of the grass shall not exceed eight inches (8"). All hedges, shrubbery, trees and bushes shall be trimmed so that they do not extend into the public right-of-way and shall not be otherwise permitted to obstruct traffic or the visibility of streets or rights-of-way. All hedges, shrubbery and other vegetation shall be maintained to a maximum height of three feet (3') within eight feet (8') of any intersecting points of the sides of the roads forming an intersection. Lawns, hedges, bushes or trees that die or otherwise are destroyed shall be removed or replaced."

And;

Amending section 350-7 of Chapter 350 of the Village Code (~~to provide a new subdivision~~
()) which shall read as follows:

"Failure to maintain.

- A. When it shall be determined by the Building Inspector or a Code Enforcement Officer that a property is not being maintained in accordance with this Chapter, the Building Inspector or Code Enforcement Officer shall promptly serve a notice of violation on the owner of the property, the occupant of the property, and any other person responsible for the maintenance of the property. For purposes of this section the owner of the property shall be the owner indicated**

on the last filed assessment roll of the Village of Mastic Beach.

- B. The notice shall be served by registered mail and regular mail and a copy fo the notice shall be posted on the front door of the premises.**
- C. The Notice shall identify the property address and the owner, and shall state the conditions that are in violation of this Chapter, the required remedy, and the time within which to completer the remedy, which shall not be less than ten (10) days from the date of mailing and posting of the notice.**
- D. In the event that the condition is not remedied within the time specified on the Notice, the Board of Trustees may adopt a resolution directing that the condition may be remedied by the Village and that any costs associated with that action, including a twenty-five percent (25%) administrative fee, and any engineering, legal, or other professional expenses incurred, be charged to and shall become the responsibility of the owner of the property, and that in the event that the owner does not pay the expenses within thirty days of the date of the billing of those amounts, that the amounts shall be added to and as an assessment against the next Village tax bill for that property. The Village may also commence a civil proceeding to obtain the monies from the owner, and the election of the Village to commence a civil proceeding shall not be exclusive and shall not waive or preclude the Village from pursuing any other available remedy.”**

And:

Amending section 350-11 of Chapter 350 of the Village Code (~~to provide a new subdivision~~) which shall read as follows:

“Penalties for offenses. Any person, corporation, limited liability company, partnership or other entity that violates this Chapter, or who fails to comply with any of the requirements of this Chapter shall be liable for a fine or penalty of two hundred and fifty dollars (\$250.00), and each and every day that a violation remains outstanding shall be a separate violation. The director or officer of a corporation, the member of a limited liability company, the general or limited partner of a partnership, or person of similar management capacity in any other type of entity shall be personally responsible for violations of this Chapter by their respective entity.”

Effective Date:

This Local Law shall take effect immediately.

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

I hereby certify that the **re-adoption of the** local law annexed hereto, designated as Local Law No. 13 of 2012 of the Incorporated Village of Mastic Beach, originally adopted on February 22, 2012, was duly passed by the Board of Trustees on July 18, 2012 in accordance with applicable provisions of law.

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 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Mayor of the Incorporated Village of Mastic Beach, and was deemed duly adopted on _____, 2012, in accordance with applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the (Board of Trustees of the Incorporated Village of Mastic Beach,) (Mayor of the Incorporated Village of Mastic Beach,) on _____, 2012. 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 _____, 2012, 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 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Board of Trustees of the Incorporated Village of Mastic Beach, Mayor of the Incorporated Village of Mastic Beach, on _____, 2012. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 2012, 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 the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

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County

City

of The Incorporated Village of Mastic Beach

Town

Village

Adopting Local Law No. 44 of the year 2012.

A LOCAL LAW OF THE VILLAGE OF MASTIC BEACH

Adopting Chapter 260 ("Housing Standards") of the Village Code (~~to provide a new subdivision ()~~) which shall read as follows:

"Chapter 260 - HOUSING STANDARDS

ARTICLE I - General Provisions.

Section 260-1-1. Applicability of provisions.

The Board of Trustees finds that the health, safety and welfare of the residents of the Village of Mastic Beach is advanced through the passage and strict enforcement of housing laws and standards. It is the intent of this chapter to guarantee acceptable living conditions for all Village residents, to protect the character and stability of residential areas and to preserve the value of land and buildings throughout the Village. The failure to monitor and maintain the housing stock of the Village can result in unsafe, blighted, unhealthy and unsanitary conditions, overcrowding and a stress on municipal services. The provisions of this chapter apply to all residential premises, whether or not held for rental, and to the common areas and facilities of such premises.

Section 260-1-2. Conflict with other provisions.

In the event of a conflict between any provision of this chapter and any provision of a zoning, building, electrical, plumbing, fire, safety, health, water supply or sewage disposal law, ordinance or regulation, the provision which is more restrictive and which establishes a higher standard shall prevail.

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

I hereby certify that the re-adoption of the local law annexed hereto, designated as Local Law No. 14 of 2012 of the Incorporated Village of Mastic Beach was originally passed by the Board of Trustees on February 22, 2012, and which re-adoption was duly passed by the Board of Trustees on July 18, 2012 in accordance with applicable provisions of law.

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 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Mayor of the Incorporated Village of Mastic Beach, and was deemed duly adopted on _____, 2012, in accordance with applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the (Board of Trustees of the Incorporated Village of Mastic Beach,) (Mayor of the Incorporated Village of Mastic Beach,) on _____, 2012. 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 _____, 2012, 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 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Board of Trustees of the Incorporated Village of Mastic Beach, Mayor of the Incorporated Village of Mastic Beach, on _____, 2012. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 2012, in accordance with the applicable provisions of law.

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County

City

of The Incorporated Village of Mastic Beach

Town

Village

Local Law No.15 of the year 2012.

A LOCAL LAW OF THE VILLAGE OF MASTIC BEACH

Adopting Chapter 220 of the Village Code ("Fire Prevention") (~~to provide a new subdivision ()~~) which shall read as follows:

"Chapter 220 Fire Prevention:

ARTICLE I - General Provisions:

Section 220-1-1. Intent and Applicability.

A. Intent.

It is the intent of this chapter to prescribe regulations consistent with nationally recognized good practice for the safeguarding to a reasonable degree of life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the use or occupancy of buildings or premises.

B. Applicability of provisions.

1. The provisions of this article shall apply to all buildings, structures, vehicle and marine vessels within the scope of this code and to premises which shall be constructed or erected and to conditions which arise in the Village of Mastic Beach after the effective date hereof.
2. The provisions of this article shall also apply to existing buildings, structures, vehicles and marine vessels within the scope of this code and to premises or

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

I hereby certify that the re-adoption of the local law annexed hereto, designated as Local Law No. 15 of 2012 of the Incorporated Village of Mastic Beach was originally passed by the Board of Trustees on February 22, 2012, and was duly re-adopted by the Board of Trustees on July 18, 2012 in accordance with applicable provisions of law.

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 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Mayor of the Incorporated Village of Mastic Beach, and was deemed duly adopted on _____, 2012, in accordance with applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the (Board of Trustees of the Incorporated Village of Mastic Beach,) (Mayor of the Incorporated Village of Mastic Beach,) on _____, 2012. 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 _____, 2012, in accordance with the applicable provisions of law.

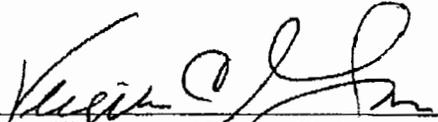
4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as Local Law No. _____ of 2012 of the Incorporated Village of Mastic Beach was duly passed by the Board of Trustees on _____, 2012, and was (approved)(not approved)(repassed after disapproval) by the Board of Trustees of the Incorporated Village of Mastic Beach, Mayor of the Incorporated Village of Mastic Beach, on _____, 2012. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, 2012, in accordance with the applicable provisions of law.

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(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 matter indicated in paragraph 1 above.



Virgilia Gross Village Clerk

(Seal)

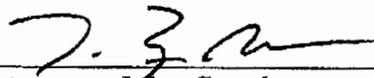
Dated: July 27, 2012

(Certification to be executed by Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK)
) ss:
COUNTY OF SUFFOLK)

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.

Dated: July 20, 2012



Signature: J. Lee Snead
Title: Village Attorney
Incorporated Village of Mastic Beach