

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 Mamaroneck

FILED
STATE RECORDS

NOV 16 2016

DEPARTMENT OF STATE

Local Law No. 17 of the year 2016

A local law regarding the appointment authority of the Board of Trustees, amending sections 58-1 and
(Insert Title)
342-88 of the code of the Village of Mamaroneck to transfer to the Board of Trustees, from

the Mayor subject to the approval of the Board of Trustees, the authority to appoint the

members and chairpersons of the planning Board and zoning board of appeals, and to fill vacancies in
such offices, superseding sections 3-312, 7-712 and 7-718, of the Village Law of the
State of New York.

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

☐ County ☐ City ☐ Town ☒ Village
(Select one.)

of Mamaroneck

as follows:

See Attached:

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

LOCAL LAW 7-2016

A LOCAL LAW REGARDING THE APPOINTMENT AUTHORITY OF THE BOARD OF TRUSTEES, AMENDING SECTIONS 58-1 AND 342-88 OF THE CODE OF THE VILLAGE OF MAMARONECK TO TRANSFER TO THE BOARD OF TRUSTEES, FROM THE MAYOR SUBJECT TO THE APPROVAL OF THE BOARD OF TRUSTEES, THE AUTHORITY TO APPOINT THE MEMBERS AND CHAIRPERSONS OF THE PLANNING BOARD AND ZONING BOARD OF APPEALS, AND TO FILL VACANCIES IN SUCH OFFICES, SUPERSEDING SECTIONS 3-312, 7-712 AND 7-718 OF THE VILLAGE LAW OF THE STATE OF NEW YORK.

Be it enacted by the Board of Trustees of the Village of Mamaroneck as follows:

Section One. Section 58-1 of the Code of the Village of Mamaroneck is hereby amended to read as follows:

§ 58-1 Statutory authorization; powers; Board membership; terms.

A Planning Board is hereby created pursuant to § 7-718 of the Village Law of the State of New York hereby giving and granting to said Planning Board all of the powers enumerated in said § 7-718 of the Village Law of the State of New York, or any amendments thereto, including, but without limiting the generality of the foregoing, the power to approve plans showing new streets or highways and, simultaneously with the approval of such plans, either to confirm the zoning regulations of the land so platted as shown by the Official Zoning Map of said Village or to make any reasonable change therein in accordance with the provisions of said Act or amendments thereto. Board membership shall include a total of five members. The Board of Trustees shall appoint the members and chairperson of the Planning Board and fill vacancies in those offices. Terms of membership for members shall be five years.

Section Two. Section 342-88 of the Code of the Village of Mamaroneck is hereby amended to read as follows.

§ 342-88 Continuation of existence; Board membership; terms.

The Board of Appeals is hereby created pursuant to the provisions of § 7-712 of the Village Law of the State of New York and shall consist of five members. Board membership shall include a total of five members. The Board of Trustees shall appoint the members and chairperson of the Zoning Board of Appeals and fill vacancies in those offices. Terms of membership for members shall be five years.

Section Three. This local law is intended to supersede Sections 3-312, 7-712 and 7-718 of the Village Law of the State of New York to the extent that it is inconsistent with those laws.

Section Four. If any section, subsection, clause, phrase or other portion of this Local Law is, for any reason, declared invalid, in whole or in part, by any court, agency, commission, legislative body or other authority of competent jurisdiction, such portion shall be deemed a separate distinct and independent portion. Such declaration shall not affect the validity of the remaining portions hereof, which other portions shall continue in full force and effect.

Section Five. This local law shall take effect upon its approval by referendum by the electors of the Village and subsequent filing with 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. 17 of 2016 of
the ~~(County)(City)(Town)~~(Village) of Mamaroneck was duly passed by the
Board of Trustees on September 6 2016, in accordance with the applicable
(Name of Legislative Body)
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 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 _____ 2016, 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
(Elective Chief Executive Officer*)
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 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 1 above.

Repete J. Lee

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

Date:

11/9/2016

(Seal)

VILLAGE OF LITTLE ROCK