

**PUBLIC NOTICE**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Head-of-the-Harbor will held a public hearing on the 21<sup>st</sup> day of October, 2015, at 7:00 P.M., at Village Hall, 500 North Country Road, St. James, New York, reconvened on the 18<sup>th</sup> day of November and duly adopted a Local Law as follows:

**LOCAL LAW ~~(Intro)~~. NO. 4 2 OF 2015**

**A LOCAL LAW REPEALING THE DEFINITION OF  
AREA, FLOOR AT VILLAGE CODE § 165-5**

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF HEAD-OF-THE-HARBOR AS FOLLOWS:

SECTION 1. PURPOSE.

The purpose of this local law is to clarify that the calculation of floor area shall be solely pursuant to the definition of "Floor Area" in Village Code § 165-5 as added by Local Law No. 1 of 2004 and Local Law No. 10 of 2005.

SECTION 2. REPEAL OF DEFINITION OF AREA, FLOOR AT VILLAGE CODE § 165-5.

The definition of Area, Floor at Village Code § 165-5 is repealed.

SECTION 3. SUPERSESSION.

This Local Law shall supersede any inconsistent law, state or local. This declaration of supersession is made by authority of the Village's municipal home rule law powers, pursuant to §§10(1)(ii)(a)(14) and 10(1)(ii)(e)(3) of the

Municipal Home Rule Law, §10(6) of the Statute of Local Governments, and Article 9, §2(b)(3) of the New York State Constitution.

SECTION 4. SEQRA.

This is a Type II action under 6 NYCRR § 617.5(c)(20).

SECTION 5. SEVERABILITY.

Should any part or provision of this local law be decided by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the local law as a whole nor any part thereof other than the part so decided to be unconstitutional or invalid.

SECTION 6. EFFECTIVE DATE.

This local law shall take effect immediately upon filing with the Secretary of State as provided by law except This local law shall not apply for a period of one year after its enactment to any application filed prior to the date of enactment under the definition herein repealed.

All persons in interest will be heard by the Board of Trustees at the public hearing to be held as aforesaid and may appear in person or by representative. The Village Hall is accessible to handicapped persons.

Dated: September 16, 2015

BY ORDER OF THE BOARD OF TRUSTEES  
OF THE VILLAGE OF HEAD-OF-THE-  
HARBOR

BY: Margaret O'Keefe,  
Village Clerk

