

RESOLUTION ESTABLISHING RESIDENCY
REQUIREMENTS FOR THE VILLAGE JUSTICE

WHEREAS, with certain specified exceptions, the New York State Public Officers Law and the New York State Village Law require that Village officers, including the Village Justice, be residents of the Village of Hewlett Bay Park ("Village"), and

WHEREAS, Village Law §3-300(2)(b) permits the Board of Trustees of a village with a population of less than 3,000 people to provide, in lieu of any other residency requirement imposed by law, that the Village Justice may reside within a county in which the Village is situate, and

WHEREAS, the Village is situate in Nassau County and has a population of less than 500 people, and

WHEREAS, to assure that the Village Justice Court has a Village Justice and will be able to function and operate continuously, the Board of Trustees deems it in the best interests of the Village to provide that the Village Justice need not reside in the Village, so long as the Village Justice is a resident of Nassau County, New York,

NOW, THEREFORE, BE IT

RESOLVED, effective immediately, that notwithstanding the provisions of the Public Officers Law and the Village Law, and in accordance with Village Law §3-300(2)(b), a new Village Code Chapter, Chapter 39 be, and hereby is, adopted, to read as follows:

"Chapter 39. Village Justice Residency Requirements.

§ 39-1. Residency requirements for Village Justice

Notwithstanding the provisions of the Public Officers Law and the Village Law, and in accordance with Village Law §3-300(2)(b), the Village Justice may reside within the Village of Hewlett Bay Park or the County of Nassau."

and it is further

RESOLVED, that the Village Clerk shall notify General Code Publishers Corp. of the adoption of this resolution, for inclusion in the Village Code publicly made available by such company.