

Local Law Filing

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** Nassau County
" **City of**
" **Town**
" **Village** Inc. Village of Farmingdale

Local Law No. 4 of the year 2024

A local law
(Insert Title)

TITLE:
LOCAL LAW 4-2024 AMENDING
THE VILLAGE OF FARMINGDALE CODE, CHAPTER 375 NOISE,
Article II. Prohibited Noises, § 375-4. (A).

Be it enacted by the of the Board of Trustees
(Name of Legislative Body)
" **County** Nassau County
" **City of as follows:**
" **Town**
" **Village** Inc. Village of Farmingdale

Article II. Prohibited Noises, § 375-4. (A). shall be amended and read as follows:*

§ 375-4. Enumeration of prohibited noises.

It shall be unlawful for any person to:

- A. Operate or use any radio, phonograph, television receiver or other musical instrument in such manner or with such volume as to annoy or disturb the quiet, comfort or repose of persons in any dwelling, hotel or other type of residence, except that: [Amended 6-7-2021 by L.L. No. 4-2021]
- (1) A permit may be obtained to play music outdoors in the D-MU Zoning District. The permit shall allow music to be played outdoors from 10:00 a.m. until 10:00 p.m. on Thursday, Friday and Saturday and from 10:00 a.m. to 7:00 p.m. on Sunday. A permit application to play outdoor music shall be made to the Superintendent of Buildings. There shall be no fee for the

application. In addition to the time limitations, the Superintendent of Buildings may establish additional permit conditions and requirements. In the event that the conditions and requirements of the permit or of this section or the Village code are violated, the permit shall be immediately revoked. In the event of the revocation of the permit, any application to reinstate the permit or to issue a new permit shall be made to the Board of Trustees.

- (2) Residents in any Residential Zoning District may play music, for noncommercial purposes, on Friday and Saturday from 10:00 a.m. until and 11:00 p.m., and on Sunday from 10:00 a.m. Sunday until 10:00 p.m.
- (3) The Board of Trustees, by resolution, shall have power to require additional conditions upon its review of a revoked permit and the Board of Trustees shall have the power to modify the requirements of this section following a written request for same and good cause shown.
- (4) Music played in accordance with this section shall not violate any other provision of § 375-4.

**§§ 375-4. (B). –(l) shall remain unchanged.*

The Local Law shall become effective immediately upon being filed 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.4 of 2024 of the Village of Farmingdale was duly passed by the Board of Trustees On July 1, 2024, in accordance with the 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 2006 of the _____ was duly passed by the _____ on _____ 2006, and was (approved)(not approved) (repassed after disapproval) by _____ and was deemed duly adopted on _____ 2006, 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 2006 of the _____ was duly passed by the _____ on _____ 2006, and was (approved)(not approved) (repassed after disapproval) by _____ on _____ 2006.

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 2006 of the _____ was duly passed by the _____ on _____ 2006, and was (approved)(not approved) (repassed after disapproval) by on _____ 2006. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 2006, 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. DOS-239 (Rev. 05/05)

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 2006 of the _____ 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 _____ 2006, 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 2006 of the County of Nassau 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, above.



Village Clerk / Treasurer


Date: 7.23.24

(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

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.



Signature
Title: Village Attorney
Village of Farmingdale

Date: 7/23/24

DOS-239 (Rev. 05/05)