

STATE OF NEW YORK
DEPARTMENT OF STATE
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KATHY HOCHUL
GOVERNOR

WALTER T. MOSLEY
SECRETARY OF STATE

RECEIVED
VILLAGE OF GREAT NECK

2024 SEP -3 P 12:04

August 28, 2024

Village of Great Neck
767 Middle Neck Road
Great Neck, New York 11024

RE: Village of Great Neck, Local Law 5 2024, filed on 8/26/2024

Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**

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 GREAT NECK

Local Law No. 5 of the year 2024

A local law A LOCAL LAW TO AMEND CHAPTER 575 OF THE VILLAGE CODE
(Insert Title)
CONCERNING MIDDLE NECK ROAD MULTIFAMILY INCENTIVE OVERLAY DISTRICT

Be it enacted by the BOARD OF TRUSTEES of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of GREAT NECK as follows:

SEE ATTACHED

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

(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. 5 of 2024 of the ~~(County)(City)(Town)~~(Village) of GREAT NECK was duly passed by the BOARD OF TRUSTEES on AUGUST 6 2024, in accordance with the applicable provisions of law.
(Name of Legislative Body)

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 _____ 20 , 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 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.)

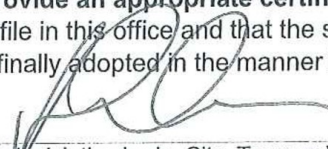
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 _____ above.



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

Date: 8/21/24

(Seal)

INCORPORATED VILLAGE OF GREAT NECK
BOARD OF TRUSTEES

Local Law No. 5 of 2024

A LOCAL LAW TO AMEND CHAPTER
575 OF THE VILLAGE CODE
CONCERNING MIDDLE NECK ROAD
MULTIFAMILY INCENTIVE OVERLAY
DISTRICT

BE IT ENACTED, by the Board of Trustees of the Incorporated Village of Great Neck,
as follows:

Section 1. Section 286 of Chapter 575 of the Village Code, entitled “Use,” in Article XXXII, the Middle Neck Road Multifamily Incentive Overlay District, is hereby amended as follows:

§ 575-286 Use.

A building may be erected, altered, or used and a lot or premises may be used for any of the purposes set forth in the underlying district and such other uses as may be approved by the Board of Trustees in connection with a development incentive pursuant to this Article.

Section 2. Subdivision of Section 287 of Chapter 575 of the Village Code, entitled “Development incentives,” in Article XXXIII, the Middle Neck Road Multifamily Incentive Overlay District, is hereby amended as follows:

§ 575-287 Development Incentives.

Pursuant to the powers set forth in Village Law § 7-703, in recognition of the opportunities to advance a specific physical, cultural, and/or social policy of the Village, in accordance with the Village's Comprehensive Plan, as set forth in this chapter, in coordination with such other community planning mechanisms and/or land use techniques as may be available and appropriate, if any, where an applicant proposes such an opportunity that the Board of Trustees may, from time to time, by resolution, find appropriate and that meets the criteria herein, the Board of Trustees may approve adjustments to any zoning restrictions set forth in this chapter, with such limitations as may be set forth more particularly with regard to the incentive sections for the zoning district within which the premises are located.

Section 3. Subdivision H of Section 288 of Chapter 575 of the Village Code, entitled “Limitation on Incentives,” in Article XXXII, the Middle Neck Road Multifamily Incentive Overlay District, is hereby amended as follows:

§ 575-288 Limitation on Incentives.

Notwithstanding the foregoing, the Board of Trustees, shall have the authority to grant an incentive, modifying the use and/or dimensional requirements set forth herein, where, in the sole discretion of the Board of Trustees, such modification is determined to be in the interest of superior design and is otherwise found to be in the best interests of the Village.

Section 4. This local law is determined to be a TYPE II action under the NY State Environmental Quality Review Act ("SEQRA").

Section 5. This local law shall take effect immediately upon filing with the Office of the Secretary of State.