



INCORPORATED VILLAGE OF LAKE SUCCESS

318 LAKEVILLE ROAD • LAKE SUCCESS, NY 11020
TEL: (516) 482-4411 • FAX (516) 482-1536

SETTLED IN 1783 • INCORPORATED IN 1927

Mayor
ADAM C. HOFFMAN
Deputy Mayor
EUGENE KAPLAN
Trustees
SPYRO DIMITRATOS
LAWRENCE W. FARKAS
ROBERT GAL
FRED HANDSMAN
MARIAN LEE

Village Administrator/Treasurer
PATRICK E. FARRELL, C.M.C., R.M.C.

December 20, 2023

NYS Department of State
Division of Corporations, State Records and
Uniform Code
One Commercial Plaza
9 Washington Avenue
Albany, NY 12231

RE: Incorporated Village of Lake Success
Local Law 5 of 2023

To Whom It May Concern:

Enclosed, please find Local Law 5 of 2023 that was adopted by the Board of Trustees.

Would you kindly file the same on behalf of the Village.

Thank you for your courtesies. If you have any questions, please do not hesitate to contact the undersigned.

Very Truly Yours,

Patrick Farrell
Village Administrator/Treasurer

encl.: as stated.

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 Lake Success

Local Law No. 5 of the year 20 23

A local law to amend ch 105-35 "Disapproval
(Insert Title) of application for building or
alteration permit" (1c)
Rooftop Solar Tower Systems

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

County City Town Village
(Select one:)

of Lake Success 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. _____ of 20 23 of the ~~(County)(City)(Town)(Village)~~ (Village) of Lake Success was duly passed by the ~~(Name of Legislative Body)~~ Bd of Trustees on 11/13 20 23, 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 20 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ (Name of Legislative Body) on _____ 20 ____, and was (approved)(not approved) (repassed after disapproval) by the _____ (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 _____ (Name of Legislative Body) on _____ 20 ____, and was (approved)(not approved) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) on _____ 20 ____.~~
~~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 _____ (Name of Legislative Body) on _____ 20 ____, and was (approved)(not approved) (repassed after disapproval) by the _____ (Elective Chief Executive Officer*) 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 1 above.

Patrick E. Farrell, CMC, RMC
Clerk of the county legislative body, ~~City~~ ~~Village~~ Clerk
~~office designated by local legislative body~~

(Seal)

Date: _____

(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 Nassau

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.

Patrick Farrell - Administrator
Patrick Farrell
Signature
Title

~~COUNTY~~
~~CITY~~ of Lake Success
~~VILLAGE~~
Village

Date: 11-14-23

§105-35 Disapproval of application for building or alteration permit.

C. Rooftop Solar Power Systems.

1. Applicability.

The Planning Board shall have jurisdiction over all applications for rooftop solar power systems.

This section applies to all rooftop solar power systems proposed to be constructed after the effective date of this section.

2. Administration.

a. The fee for any rooftop solar power system application shall be the same as for a building permit.

b. Applicant shall submit 10 sets of a roof plan, drawn to scale, depicting the array of panels, tiles or slates on the roof. The plan must be in color and must identify the existing or proposed roof materials, and proposed panels, tiles or slates on the roof.

3. Purpose.

No rooftop solar power system shall be erected or installed unless the system is designed to comply with the installation requirements noted below and meets all standards of the Village and the New York State Building Code. The applicant shall appear before the Planning Board before a permit shall be issued by the Building Inspector.

4. Installation.

Installation of any rooftop solar power system shall conform with the following requirements:

a. Placement shall be flush or flat mounted as close as practicable on a gabled, hipped or mansard roof, not to exceed six inches, with no extension above the roof.

The Planning Board shall consider the geometry, massing and overall aesthetic of the roof with regard to placement of the proposed panels, tiles or slates.

b. Heat-storing masses and ground-mounted solar

collector systems are prohibited.

c. If an applicant installs a new roof contemporaneous with its solar power system, all solar panels shall match the color of the new roof to the greatest extent possible. If an applicant proposes to install its solar power system on an existing roof, variations between the color of the solar panels and the color of the existing roof will not be considered a factor against approval except if solar panel manufacturers offer solar panels in colors that, to the greatest extent possible, match the color of the existing roof.

5. Enforcement/Continuing Jurisdiction.

Upon completion of the rooftop solar power system installation, the applicant shall schedule an inspection with the Building Department. The Building Inspector shall inspect the premises to confirm that the solar panels and/or other materials were installed in accordance with the approved plan.

The Planning Board shall retain jurisdiction over the project. In the event the rooftop solar power system is not installed in accordance with the approved plan, the applicant shall appear before the Planning Board to obtain a modification of the approved plan. If the modification does not conform with the standards of section 4, above, the Planning Board may deny the application for modification and direct the applicant to remove the rooftop solar power system or reinstall it in accordance with the approved plan.

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lsoffice@optonline.net

AFFIDAVIT OF PUBLICATION
Great Neck News

State of New York,

County of, Nassau,

The undersigned is the authorized designee of **Great Neck News**, a **Weekly Newspaper** published in **Nassau County, New York**. I certify that the public notice, a printed copy of which is attached hereto, was printed and published in this newspaper on the following dates:

November 03, 2023

This newspaper has been designated by the County Clerk of **Nassau County**, as a newspaper of record in this county, and as such, is eligible to publish such notices.

Christina Henke Rea

Signature

Christina Henke Rea

Printed Name

Subscribed and sworn to before me,

This 07 day of November 2023

Douglas W. Rea

Notary Signature

Notary Public Stamp



Village of Lake Success

AFFIDAVIT OF PUBLICATION*Great Neck News*

NOTICE OF PUBLIC HEARING. PLEASE TAKE NOTICE THAT THE BOARD OF TRUSTEES OF THE INC. VILLAGE OF LAKE SUCCESS WILL HOLD A PUBLIC HEARING AT THE LAKE SUCCESS COMMUNITY BUILDING, 318 LAKEVILLE ROAD, GREAT NECK, NY 11020 ON NOVEMBER 13, 2023 AT 7:30PM, UPON THE REQUEST OF ADOPTION FOR THE FOLLOWING PROPOSED BILL:
 BILL NO. 7, LOCAL LAW NO. 6 OF 2023 a local law to amend Lake Success Code Ch.§105-35 Disapproval of application for building or alteration permit. C. Rooftop Solar Power Systems.

1. Applicability.

The Planning Board shall have jurisdiction over all applications for rooftop solar power systems. This section applies to all rooftop solar power systems proposed to be constructed after the effective date of this section.

2. Administration.

- a. The fee for any rooftop solar power system application shall be the same as for a building permit.
- b. Applicant shall submit 10 sets of a roof plan, drawn to scale, depicting the array of panels, tiles or slates on the roof materials, and proposed panels, tiles or slates on the roof.

3. Purpose:

No rooftop solar power system shall be erected or installed unless the system is designed to comply with the installation requirements noted below and meets all standards of the Village and New York State Building Code. The applicant shall appear before the Planning Board before a permit shall be issued by the Building Inspector.

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The Planning Board shall consider the geometry, massing and overall aesthetic of the roof with regard to placement of the proposed panels, tiles or slates.

- b. Heat-storing masses and ground mounted solar collector systems are prohibited.

- c. If an applicant installs a new roof contemporaneous with its solar power system, all solar panels shall match the color of the new roof to the greatest extent possible. If an application proposed to install its solar power system on an existing roof, variations between the color of the solar panels and the color of the existing roof will not be considered a factor against approval except if solar panel manufacturers offer solar panels in colors that, to the greatest extent possible, match the color of the existing roof.

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Upon completion of the rooftop solar power system installation, the applicant shall schedule an inspection with the Building Department. The Building Inspector shall inspect the premises to confirm that the solar panels and/or other materials were installed in accordance with the approved plan. The Planning Board shall retain jurisdiction over the project. In the event the rooftop solar power system is not installed in accordance with the approved plan, the applicant shall appear before the Planning Board to obtain a modification of the approved plan. If the modification does not conform with the standards of section 4, above, the Planning Board may deny the application for modification and direct the applicant to remove the rooftop solar power system or reinstall it in accordance with the approved plan.

A copy of the proposed law is available for inspection at the Village Office weekdays between the hours of 9am and 4pm.

At the time and place of the public hearing, all persons will be given an opportunity to be heard. Those persons requiring listening devices and/or a language translator are requested to notify the Village Clerk no less than 48 hours prior to the meeting. BY Order of the Board of Trustees, Adam Hoffman,

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lsoffice@optonline.net

AFFIDAVIT OF PUBLICATION
Great Neck News

Mayor, Dated: 11.3.23