

# 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 Mill Neck

FILED  
STATE RECORDS  
DEC 22 2023

DEPARTMENT OF STATE

Local Law No. 10 of the year 2023

A local law to amend Chapter 129, "Zoning," Section 129-34, "Prohibited uses," of the Code  
(Insert Title)  
of the Village of Mill Neck.

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

County  City  Town  Village

(Select one:)

of Mill Neck

as follows:

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

**INCORPORATED VILLAGE OF MILL NECK  
LOCAL LAW 10-2023  
AMENDMENT TO CHAPTER 129  
"ZONING"  
CODE OF THE VILLAGE OF MILL NECK**

**BE IT ENACTED** by the Board of Trustees of the Incorporated Village of Mill Neck as follows:

**SECTION I.** Amend Section 129-34, "*Prohibited uses,*" in part, to read as follows:

In addition to the uses prohibited herein above and in the regulations for each district, in all districts the following uses shall be prohibited:

H. The renting, leasing or subletting, and the advertisement thereof by any means, of a principal dwelling, or any part thereof, or of any accessory structure, for a term of less than thirty (30) consecutive days is prohibited. A duly issued permit pursuant to Chapter 37 herein is exempt from this prohibition. The rental, leasing or subletting of a principal dwelling for a term of thirty (30) consecutive days or more in a 365 day period is permitted. No more than two (2) such rentings, lessings or sublettings may occur in any 365 day period. There shall be no multiple occupancies or renting of individual rooms at any time. The homeowner must notify the Village Clerk and Village Police Department of the name and contact telephone number of the individual(s) occupying the premises upon renting, leasing or subletting authorized under this section.

**SECTION II.** This local law shall take effect upon the filing with the Department 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. 10 of 2023 of the ~~(County)(City)(Town)~~(Village) of Mill Neck was duly passed by the Board of Trustees (Name of Legislative Body) on December 12, 2023, 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 \_\_\_\_\_ 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 1 above.

*Lisa Mancuso*

Clerk of the county legislative body, ~~City Town or~~ Village Clerk or officer designated by local legislative body, **Lisa Mancuso**

Date: 12/12/2023

(Seal)