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April 27, 2023

***BY EMAIL: [ezsupp@generalcode.com](mailto:ezsupp@generalcode.com)***

General Code  
781 Elmgrove Road  
Rochester, NY 14624-2991

***Re: Village of Nissequogue Local Law No. 1 of the Year 2023***

Dear Sir and/or Madam:

Please find enclosed Local Law No. 1 of the Year 2023, which was filed with the Secretary of State on March 9, 2023.

Please include this local law in the Village Code Book.

Thank you for your attention.

Very truly yours,

Lindsay T. Crocker

LTC:ma

Enc.

cc: Patricia Mulderig, Village Clerk, Village of Nissequogue  
#2732488

STATE OF NEW YORK  
**DEPARTMENT OF STATE**

ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001  
HTTPS://DOS.NY.GOV

KATHY HOCHUL  
GOVERNOR

ROBERT J. RODRIGUEZ  
SECRETARY OF STATE

March 29, 2023

Lindsay T Crocker  
Kamb & Barnosky LLP  
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PO Box 9034  
Melville NY 11747-9034

**RE: Village of Nissequogue, Local Law 1 2023, filed on March 9 2023**

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](http://www.dos.ny.gov).

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



Department  
of State

Local Law No. 1 of the year 2023

Village of Nissequogue, County of Suffolk

**A local law adding Section 5-2A to Chapter 5 of the Code of the Village of Nissequogue to provide a process for appointing alternate members of the Architectural Review Board.**

**Be it enacted by the Board of Trustees of the Village of Nissequogue as follows:**

**Section 1. Addition of § 5-2A to Chapter 5 of the Code of the Village of Nissequogue**

A new § 5-2A is hereby added to Chapter 5 of the Code of the Village of Nissequogue as follows:

**“5-2A Alternate Members**

- A. Definitions. As used in this § 5-2A, the following terms have the following meanings:

**ALTERNATE MEMBER** – An individual appointed by the Village Mayor to serve on the Board of Architectural Review when a regular member of the Board of Architectural Review is unable to participate on an application or matter before the Board of Architectural Review.

**REGULAR MEMBER** – An individual appointed by the Village Mayor to serve on the Board of Architectural Review pursuant to the provisions of §5-2 of this chapter.

- B. Appointment; terms; powers; applicability of provisions.
- (1) The Board of Trustees of the Village hereby enacts this section to provide a process for appointing alternate members of the Board of Architectural Review. These individuals can serve when regular members are absent or unable to participate on an application or matter before the Board of Architectural Review.
  - (2) Alternate members will be appointed by the Village Mayor for a term of five years if there are five regular members of the Board of Architectural Review and for a term of three years if there are three regular members of the Board of Architectural Review.

- (3) The chairperson of the Board of Architectural Review may designate an alternate member to substitute for a regular member when such regular member is unable to participate on an application or matter before the Board of Architectural Review. When so designated, the alternate member will possess all the powers and responsibilities of such regular member of the Board. Such designation will be entered into the minutes of the initial meeting at which the substitution is made.
- (4) All provisions of State law or local law, ordinance or regulation relating to Board of Architectural Review member eligibility, vacancy in office, removal, compatibility of office and service on other boards, training, continuing education, compensation and attendance, will also apply to alternate members.”

### **Section 2. Severability**

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment will not affect, impair, or invalidate the remainder of this local law, but will be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order will be rendered.

### **Section 3. Effective date**

This local law will take effect immediately upon filing with the Secretary of State.