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 Roslyn

Local Law No. 3 **of the year 20**23

A local law AMENDING SECTION 470-13 OF THE MUNICIPAL CODE OF THE INCORPORATED
(Insert Title)
VILLAGE OF ROSLYN ENTITLED "C-V VILLAGE COMMERCIAL DISTRICT",

TO UPDATE PERMITTED AND SPECIALLY PERMITTED USES

IN THE C-V VILLAGE COMMERCIAL DISTRICT

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

☐ **County** ☐ **City** ☐ **Town** ☒ **Village**
(Select one:)

of Roslyn **as follows:**

§ 470-13. C-V Village Commercial District.

A. Purpose. The C-V Village Commercial District is intended to provide for small-scale retail trade and personal service establishments in a pedestrian-oriented downtown shopping environment, as well as restaurants, banks and professional, medical and service-oriented office uses. To retain the small-scale character of the district, no building with a footprint over 10,000 square feet or a gross floor area over 20,000 square feet shall be permitted.
B. Permitted uses:

(1) Retail stores

(2) Personal service establishments

(3) Banks and financial institutions, but excluding drive-through banks.

(4) Galleries.

(5) Interior design showrooms.

(6) Artisan manufacturing.

(7) Municipal offices, libraries, post offices, and police or fire stations.

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

C. Special uses. A building may be erected, altered or used for any purpose set forth in this subsection only when authorized by the Board of Trustees as a special use after a public hearing conducted by the Board of Trustees and for no other:

(1) Food and drink establishments, subject to the following requirements:

(a) Maximum floor area: 1,000 square feet.

(b) Maximum street frontage occupied by a retail store which prepares, stores or sells food or drinks: 25 feet.

(c) A food and drink establishment shall not expand beyond the size of its original space without approval from the Board of Trustees.

(2) Restaurants, but excluding drive-in or drive-through restaurants, subject to the following requirements:

(a) Maximum floor area: 3,000 square feet.

(b) Maximum street frontage occupied by a restaurant: 75 feet.

(c) A restaurant shall not expand beyond the size of its original space without approval from the Board of Trustees.

(3) Outdoor café, subject to the following requirements:

(a) Adequate access for emergency response personnel must be allowed to the main entrance of the serving establishment from the outdoor serving area.

(b) Adequate sidewalk access (at least four feet) must be maintained for easy passage of pedestrians on any public sidewalk or right-of-way.

(c) Outdoor or patio type furniture must be used; upholstered furniture is prohibited.

(d) Street furniture (seating, tables, fencing, etc.) on the public sidewalk must be moved into the serving establishment when the outdoor café is not open for business.

(e) Signage, in addition, to that permitted for the serving establishment, is prohibited.

(4) Any establishment which provides live entertainment, either as a principal or accessory use.

(5) Educational or quasi-educational establishments.

(6) Churches or other places of worship.

(7) Hotels.

(8) Insurance agencies and real estate offices.

(9) Professional and medical offices.

(10) Residential use on the ground floor of an existing building, subject to the following requirements:

(a) Existing storefront windows shall remain and not be filled in. Interior opaque window coverings are permitted.

(b) A minimum of 40 percent of the ground floor façade shall be comprised of glass windows and doors.

D. Prohibited uses. The following uses are specifically prohibited in the district:

(1) Any building with a footprint of over 10,000 square feet or a gross area of over 20,000 square feet.

(2) Drive-in or drive-through establishments, including drive-in or drive-through banks and drive-in or drive-through restaurants.

(3) Adult uses.

(4) Automobile gasoline or service stations and automobile repair, sales or washing establishments.

(5) Manufacturing, wholesale trade or warehouse establishments and bus or truck depots.

(6) Storage establishments, including self-storage facilities.

(7) Utility establishments.

(8) Parking decks.

E. Accessory uses. The following accessory uses on the same lot as the principal use shall be permitted in accordance with Article III:

(1) Uses customarily incidental to the above permitted and special uses and private customer and employee parking.

(2) Public parking garages and public parking areas (excluding parking decks).

(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. 3 of 2023 of the (~~County)(City)(Town~~)(Village) of Roslyn was duly passed by the Board of Trustees on September 19 2023, in accordance with the applicable
(Name of Legislative Body)
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 w ith 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
(Elective Chief Executive Officer)*
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.

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

(Seal)

Date: September 27, 2023