

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 Westhampton Beach

Local Law No. 2 of the year 20²⁴

A local law Amending Chapter 197 Entitled "Zoning"
(Insert Title)

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

County City Town Village
(Select one.)

of Westhampton Beach 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. 2 of 2024 of the ~~(County)(City)(Town)(Village)~~ of Westhampton Beach was duly passed by the Board of Trustees on May 2, 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 *(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.)

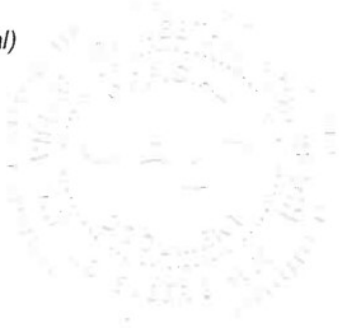
I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1____ above.

Glenn Lindell

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

Date: May 21, 2024

(Seal)



CHAPTER 197: Zoning
Article I: General Provisions

§ 197-1 Definitions.

For purposes of this chapter, certain terms or words used herein shall be interpreted or defined as follows:

EMERGENCY SERVICE FACILITY

A noncommercial use established to provide primarily fire protection, police or ambulance/rescue services for the community, and which is governed by a political subdivision of the State of New York with the authority to levy taxes.

COMMUNITY SERVICES PROVIDER

A noncommercial use established for the benefit and service of the population of the community in which it is located, including but not limited to schools, churches, community centers, fire stations, government agencies, hospitals, and libraries.

Article IV: Supplementary Regulations

§197-30 Signs

C. Permitted signs defined and regulated.

[(1) through (8) omitted for clarity]

(8.1) Emergency Service Facility (ESF) sign. Notwithstanding the prohibition of internally illuminated signs in §197-30 D(14), such entities may exhibit a need to install a sign that does not conform to other subsections herein, such as a sign that can display by internal illumination necessary life safety and emergency messaging for the health, safety and welfare of the communities in which they serve. An ESF may apply for special exception from the Village Trustees, as provided by Article VIII of this Chapter, to permit one such sign with the following design guidelines:

- (a) Setback and orientation to the street. Where an ESF sign is a ground or monument sign, it shall be setback at least 5 feet from property lines and oriented perpendicular to the flow of vehicular travel.
- (b) Area. The maximum area shall not exceed 25 square feet.
- (c) Height shall be measured vertically from the average finished grade at the base of the sign. Planters shall not be used to circumvent the intent of this section. The maximum height shall not exceed six feet. The height of signs placed on corner lots shall be regulated by **§ 197-48** of the Village Code.
- (d) Size of lettering. Lettering in the B-1 and HC Zoning Districts shall not exceed 10 inches in height; in all other zoning districts 12 inches in height.
- (e) Internal illumination and/or digital displays may be permitted subject to the restriction that all messaging shall be non-commercial and in service of the ESF or community health and safety functions. Messaging should be non-animated and should not change frequently to avoid distraction of passing drivers.
- (f) Architectural Review. An ESF sign application need not obtain approval from the Architectural Review Board (ARB) per §197-30 F(1)(d), however the Board of Trustees may elect to refer the application to the ARB for review and recommendation as part of the special exception application review process.
- (g) Nothing in this subsection is to be construed to prohibit the permitted installation of a second conforming sign as provided by and in accordance with **§197-30 C(20)** or **§197-30 C(21)**, but not to exceed the maximum of two permitted signs for the subject property. In the event where there are two signs, the combined total area of signs shall not exceed an area of one foot times the width of the storefront of the building.

- Underscore represents addition(s)
- Brackets represent omission