

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 Old Brookville

Local Law No. 2 of the year 2023

A local law entitled "Nonconforming Buildings and Uses" to amend Subsection G of Section 300-10
(Insert Title)
"Nonconforming Buildings and Uses" of Chapter 300, "Zoning" of the Code of the Village of
Old Brookville

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

County City Town Village
(Select one:)

of Old Brookville as follows:

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

**VILLAGE OF OLD BROOKVILLE
LOCAL LAW 2-2023
“NONCONFORMING BUILDINGS AND USES”**

A local law to amend Subsection G of Section 300-10, “*Nonconforming Buildings and Uses*” of Chapter 300, “*Zoning*,” of the Code of the Village of Old Brookville to remove the authority to change a nonconforming use to another nonconforming use of the same or higher classification. The Code was adopted by Local Law 1-2016 by the Board of Trustees on March 21, 2016 and was last amended by the Board of Trustees by Local Law 1-2022 on October 28, 2021.

BE IT ENACTED by the Board of Trustees of the Village of Old Brookville as follows:

SECTION 1. Subsection G of Section 300-10, “*Nonconforming Buildings and Uses*” of Chapter 300, “*Zoning*,” of the Code of the Village of Old Brookville is hereby amended as follows:

§ 300-10 Nonconforming buildings and uses.

The use of any building or land existing and lawful at the time of the enactment of this chapter may be continued although such use does not conform with the provisions of this chapter.

...

- G. Changes. Once changed to a conforming use no building or land shall be permitted to revert to a nonconforming use.

...

SECTION 2. This local law shall take effect immediately upon filing with the Secretary 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. 2 of 2023 of the ~~(County)(City)(Town)(Village)~~ of Old Brookville was duly passed by the Board of Trustees on June 26, 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 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.)

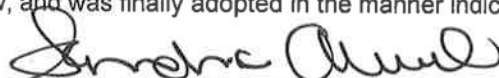
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 ____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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.



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

Date: 7/17/23

(Seal)