

# Local Law 3 of 2009

## *Local Law Filing*

NEW YORK STATE DEPARTMENT OF STATE  
41 State Street, Albany NY 12231

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### Village of Muttontown

#### Local Law 3 of 2009

**A local law amending Chapter 190 (Zoning), Article IV (Use Regulations), Section 190-10B(4) that regulates the use of an office or studio for the practice of certain occupations by persons residing in a dwelling unit in which the office or studio is located; Chapter 190 (Zoning), Article VI (Signs, Fences and Trailers), Section 190-27 (Signs) that regulates name signs and real estate signs in the residence districts of the Village; and Chapter 190 (Zoning), Article IX (Administration and Enforcement), Section 190-42 (Penalties for Offenses) to authorize the Board of Trustees, in its discretion, to permit the use of residential offices and studios by a physician, surgeon, architect, dentist, teacher, painter or sculptor, musician, lawyer, accountant, engineer or person engaged in another profession or occupation, residing in the dwelling unit in which such office or studio is located; to establish new standards and procedures regulating the location, size, content, construction and maintenance of name signs and real estate signs in the Village; and to establish new penalties for noncompliance with Sections 190-10 and 190-27 as so amended.**

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

#### **Chapter 190: ZONING**

[History: Adopted by the Board of Trustees of the Village of Muttontown 3-6-1932; amended in its entirety 11-16-1959. Subsequent amendments noted where applicable.]

#### ARTICLE IV, Use Regulations

§ 190-10. Residence A-1, E-3 and E-5 Districts. [Amended 8-9-1976 by L.L. No. 1-1976; 6-8-1981 by L.L. No. 1-1981; 9-11-1989 by L.L. No. 2-1989; 10-10-2006 by L.L. 2-2006]

In Residence A-1, E-3 and E-5 Districts no building or premises shall be used or maintained for any except the purposes enumerated below and for no other, and no building shall hereafter be erected, enlarged or altered if, as so erected or as a result of such enlargement or alterations, such building or any part thereof is arranged, designed or intended to be used for any except the purposes enumerated below. Such uses shall not include any uses customarily carried on as a business or any billboard or advertising sign except as hereinafter specifically permitted.

A. Single-family detached principal building.

B. Uses or buildings customarily incidental or accessory to the uses herein specifically permitted in said district and located on the same lot as follows:

(1) Farming, dairying and horticulture, as well as noncommercial greenhouses and the noncommercial keeping of dogs, poultry, game, birds, bees, horses and livestock, subject to the following conditions:

(a) With respect to farming, dairying and horticulture:

[1] Fertilizer or manure shall not be stored within 75 feet from any boundary line and shall be stored or treated in such a manner so that it shall not create any odor or attract or harbor rodents, flies or other insects.

[2] All buildings and structures used for farming, dairying and horticulture shall be set back at least 75 feet from each side and rear boundary line and at least 100 feet from each street line of a lot.

(b) With respect to all of the uses described in Subsection B(1) above:

[1] There shall be no display of produce, stock or merchandise.

[2] Retail sales or the erection or maintenance of signs or permanent or temporary stands or display areas shall not be permitted on the lot or premises.

[3] No trucks or other equipment and no produce supplies, goods or stores shall be kept, maintained or stored on the lot or premises for use, sale or rent off of the lot or premises so used.

(c) Dog kennels housing five or more dogs required to be licensed shall be set back at least 250 feet from every boundary line.

(d) Occupants of a dwelling in a residential district shall be permitted to keep horses or livestock for their personal use, provided that there is compliance with the following standards and conditions:

[1] No such use shall be permitted on lots having less than one acre of land.

[2] The number of horses and livestock and the number of stalls and structural facilities reasonably necessary for the shelter of the same permitted on each lot shall not exceed the following: two horses or livestock (in any aggregate combination) for the first acre of lot area plus one additional horse or livestock for each additional acre of lot area, subject to the provisions of Subsection B(1)(d)[8] below.

[3] Any such horses or livestock shall be owned in fact as well as in name solely by the resident occupants of the lot, who shall, upon written request of the Building Inspector, produce a sworn affidavit and other reasonable evidence of said ownership.

[4] The boarding or keeping of horses or livestock owned by persons other than those who are the resident occupants of any lot is strictly prohibited except as permitted in § 190-31B relating to the continuation of a legal preexisting stable for the commercial boarding of horses. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. I).

[5] All grain-type feed shall be kept in rodent-proof metal containers.

[6] Manure shall not be stored within 75 feet from any boundary line and shall be stored and treated in such a manner so that it shall not create any odor or attract or harbor any rodents, flies or other insects.

[7] The location of stables, barns and sheds used to shelter horses and livestock shall be subject to the setback requirements for accessory buildings as set forth in § 190-7, except that any private riding ring, private paddock, corral or other roofless enclosure for horses and livestock and any unenclosed area for their unattended maintenance shall be located not less than 20 feet from any side or rear boundary line and 75 feet from any front boundary line.

[8] No person shall keep more than five horses or livestock on any one lot irrespective of its area in any residence district unless a special permit for the same is authorized and approved by the Board of Trustees in a manner and in accordance with the standards stipulated in § 190-38 of this chapter. Editor's Note: Original Sec. 5.0(b)1E, which immediately followed this subsection and dealt with the keeping of dangerous animals, was deleted at time of adoption of Code (see Ch. 1, General Provisions, Art. I). See now Ch. 15, Animals.

(2) The carrying on of a home occupation by a person residing in the dwelling unit in which such home occupation is carried on, provided that there is no display of goods or advertising visible from any street and provided, further, that such use shall not be deemed to include the right to engage in wholesale or retail trade or to conduct a business on or from such dwelling unit, as such terms are ordinarily understood.

(3) Real estate activities of any owner or of his duly authorized agent in connection with his property within the Village.

(4) The office or studio of a physician, surgeon, architect, dentist, teacher, painter or sculptor, musician, lawyer, engineer, accountant or person engaged in such other profession or occupation as the Board of Trustees in its discretion may permit by resolution after mailing of written notice to the owners of properties located within a radius of 300 feet from the dwelling unit in which such home occupation is carried on as indicated by the most recent Village tax roll, provided that:

(a) The person engaged in the profession or occupation resides in the dwelling in which such office or studio is located;

(b) There is no display of advertising on the premises in connection with such use, except for a professional nameplate, not over one square foot in area, existing on the effective date of this Local Law;

(c) Such studio or office does not occupy more space than the equivalent of 1/3 of the area of one floor of such dwelling;

(d) Such use is merely incidental to the use of such dwelling unit primarily for residential purposes;

(e) Any such musician's studio is equipped and used in such a manner that sounds therefrom are not unduly annoying to other persons on nearby premises or public places;

(f) No use shall be made of more than one building in connection with such professional use; and

(g) Such professional use shall not be deemed to include the right to engage in wholesale or retail trade, as such term is ordinarily understood.

C. Pumping, storage, sale and distribution of water, including water towers, upon and subject to such conditions as may be imposed by the Board of Trustees after written application thereto and the issuance of a permit.

D. Playgrounds and parks (other than municipal parks) and accessory buildings only when authorized as a special use permit by the Board of Trustees, subject to the condition that they be a part of or incidental to a permitted educational institution or that they serve the needs of the inhabitants of the immediate neighborhood (Village) and are not operated for profit and provided, further, that at least 50% in number of the governing board of such organization shall be comprised of resident property owners of the Village, and provided, further, that such special use permit may be granted only subject to the conditions and provisions of § 190-11 of this chapter.

E. Churches for public worship, religious retreat houses providing accommodation for religious instruction and other strictly religious uses only when authorized as a special use permit by the Board of Trustees, all in accordance with the discipline, rules and usages of the religious corporations which will own, support and maintain such churches, religious retreat houses and other religious uses and of the ecclesiastical governing bodies, if any, to which such corporations are subject, provided that the membership of such churches shall be at least partially composed of inhabitants of the Village or of municipalities contiguous to the Village. Such uses may, as approved by the Board of Trustees, include accessory uses on the same lot and customarily incidental and subordinate to uses of churches, retreat houses and other religious uses, including primary or secondary parochial day schools maintained by churches on the same lot. Such uses shall be subject to the following requirements and standards:

(1) An application for a building permit shall be made to the Building Inspector. An area map, showing the location of the property with respect to surrounding property, streets

and other important features, and a plan for the proposed development shall be submitted with the application for a building permit. The plan shall show the location of all buildings, parking areas, traffic access and circulation drives, open spaces, landscaping, topography, special features and any other pertinent information, including such information about neighboring properties as may be necessary to determine that the requirements herein are met.

(2) The application shall be in writing, shall be made and verified by the fee owner and shall provide the following: the name and address of the owner; the land and tax map description and the area of the lot in question; a description of existing structures and uses; distance from public water supply; statement of proposed use; period of time the proposed use is to be continued; and a site plan showing the location and uses of existing and proposed buildings, structures, facilities and open spaces on the lot or premises, including, without limitation, parking areas, sports and recreational areas, driveways, walks, means of water supply, buildings and structures on adjoining premises within 200 feet of the subject lot or premises, streets and highways and the width thereof abutting the subject lot or premises.

(3) With the application there shall be submitted plans and specifications for all buildings and structures proposed to be built, altered or used which shall comply with all laws, ordinances and regulations that are applicable to the intended use.

(4) The application shall be referred by the Building Inspector to the Board of Trustees, which, after public notice and hearing, shall render a decision or order finding that all the requirements and standards of this Subsection E are met, requiring such appropriate and reasonable conditions and safeguards as are deemed necessary and permitting the Building Inspector to issue the requested building permit upon payment to the Village of the required permit fee set forth in Article IX hereof, as well as the Village's costs and expenses reasonably paid and anticipated for the hearing and for the services of the Village Engineers in reviewing, inspecting and reporting on the suitability, execution and completion of all engineering aspects of the building and site plans, with special reference to drainage, road construction, parking area construction, screen planting and fencing.

(5) Specified requirements and standards for churches and retreat houses shall be as follows:

(a) Building area. All buildings, including accessory buildings, shall not cover more than 10% of the area of the lot, which shall be not less than two acres in area.

(b) Height. The height of any principal building shall not exceed 40 feet. The height of any accessory building shall not exceed 25 feet, except that an accessory building may be 35 feet in height, provided that it shall be a distance of at least 100 feet from the main building.

(c) Yards. Each lot shall have front, side and rear yards not less than the depths and widths following:

[1] Front yard depth: 110 feet.

[2] Side yard width: each 50 feet for a one-story principal building and each 70 feet for a two- or more story building. However, when a side yard abuts a street line the width shall be 110 feet.

[3] Rear yard depth: 50 feet for a one-story principal building and 70 feet for a two story principal building.

(d) Parking area. Adequate off-street parking on the lot shall be provided in a paved area as required by the Board of Trustees. Such parking area may extend into the side and rear yards but shall be distant no less than 30 feet from any lot line and 20 feet from any street line.

(e) Screen. Where a parking area abuts a property line, a screen of evergreens at least four feet in height and 20 feet in width or a satisfactory equivalent screening shall be installed and maintained along said lines.

(f) Marginal roadway. A marginal roadway 50 feet in width in the front yard and in any side yard abutting a street may be required by the Board of Trustees. Such a marginal roadway shall extend from the road or street line into the front and side yard and shall be separated from the street by a mall 10 feet in width. No more than two openings in the mall for access shall be made on any one street, the mall shall be curbed, the pavement in the roadway shall be 30 feet in width and a sidewalk four feet in width shall be constructed along the inner side of the marginal roadway. All work and construction hereinabove set forth shall be in accordance with Village specifications, regulations and standards.

(g) Occupancy. The total number of temporary overnight occupants permitted to occupy a religious retreat house at any one time and the accommodations for the same shall be limited to four persons per acre of land devoted to said use, except that the maximum total number of said temporary occupants shall not exceed 50 persons. The total number of permanent occupants permitted to occupy a religious retreat house at any one time and the accommodations for the same shall be limited to two persons per acre, except that the maximum total number of permanent occupants shall not exceed 10 persons. A temporary overnight occupant is a person who is devoted to bona fide religious and spiritual contemplation and who occupies or is a resident of a religious retreat house for a continuous period not exceeding 72 hours per week.

(h) Primary or secondary parochial day schools. The lot for any such school shall have an area of at least 15 acres. No such school shall be designed, erected, altered or used for more than 150 pupils.

(6) General requirements and standards for churches and retreat houses for religious instruction shall be as follows:

(a) The location and size of the buildings and structures, the nature and intensity of the religious uses involved or conducted, the size of the site in relation thereto and the location of the site with respect to streets giving access thereto shall be such that the same will be in harmony with the appropriate and orderly development of the neighborhood and shall accord with and promote the purposes set forth in § 7-704 of the Village Law. The quantity of acreage devoted to the principal and accessory uses of churches shall be limited to their reasonable needs as determined by the standards of this subsection.

(b) The operation in connection with any such uses shall not be more objectionable to nearby properties than would be the operation of any other permitted use in the same zoning district.

(c) The entrance and exit drives shall be laid out so that there is maximum safety for vehicular traffic and pedestrians and, to the extent that they are outside the lot, shall be constructed to conform to the specifications and standards of the Village.

(d) Buffer planting, walls and fences shall be required, where necessary, to protect adjoining residential properties. Such planting shall be specified in detail when a plan is approved.

(e) Exterior lighting shall be so installed and arranged as to reflect light away from adjoining streets and to prevent any nuisance on property in adjoining residence districts.

(f) Drainage installations and facilities shall be provided and constructed in accordance with the reasonable requirements of the Village Engineers so as to meet all the specifications and standards of the Village as well as all applicable specifications and standards of the Town of Oyster Bay, the County of Nassau and the State of New York.

(g) As a condition to permitting the issuance of a building permit, the Board of Trustees may require the posting of a bond, cash or other surety in such form as shall be approved by the Village Attorney and in an amount sufficient for one or more of the following purposes: to insure the performance and completion of entrance and exit drives outside the lot, drainage facilities, drainage installations, screen and buffer planting, walls, fences, marginal roadways and parking areas, all as herein required to recompense the Village for the services of the Village Engineers in reviewing, inspecting and reporting on the suitability, execution and completion of all engineering aspects of the building and site plans and to restore the lot to a safe and sightly condition should construction be terminated before completion.

F. A nonprofit educational institution either under the supervision of the New York State Department of Education or chartered by the Regents of the University of the State of New York (but not including a parochial school accessory to and on the same lot as a church as provided for in Subsection E of this section and excluding all schools run for profit, such as but not limited to

trade schools, business schools, vocational schools, recreational schools, camp schools or day camps) when authorized as a special use permit by the Board of Trustees in accordance with § 190-38 hereof and upon compliance with and subject to the following standards and conditions:

(1) Lot area. The area of the lot for a nonprofit educational institution shall not at any time be less than 50 contiguous acres in fee ownership of the user.

(2) Occupancy. No nonprofit educational institution shall be designed, erected, altered or used for more than 500 pupils.

(3) Building area. All buildings, including accessory buildings, shall not cover more than 10% of the area of the lot.

(4) Height. The height of any principal building shall not exceed 25 feet. The height of any accessory building shall not exceed 20 feet, except that an accessory building may be 25 feet in height, provided that it shall be a distance of at least 100 feet from the main building.

(5) Yards. Each lot shall have front, side and rear yards not less than the depths and widths following:

(a) Front yard depth: 110 feet.

(b) Side yard width: each 50 feet for a one-story principal building and each 70 feet for a two- or more story building. However, when a side yard abuts upon a street line the width shall be 110 feet.

(c) Rear yard depth: 50 feet for a one-story principal building and 70 feet for a two story principal building.

(6) Parking area. Off-street parking on the lot shall be provided in a paved area equal in area to one times the area of the buildings. Such parking area may extend into the side and rear yards but shall be distant not less than 30 feet from any lot line and 20 feet from any street line.

(7) Screen. Where a parking area abuts a property line, a screen of evergreen shrubs four feet in height and 20 feet in width shall be installed along said lines.

(8) Marginal roadway. A marginal roadway 50 feet in width in the front yard and in any side yard abutting a street may be required by the Board of Trustees. Such a marginal roadway shall extend from the road or street line into the front and side yard and shall be separated from the street by a mall 10 feet in width. Not more than two openings in the mall for access shall be made on any one street, the mall shall be curbed, the pavement in the roadway shall be 30 feet in width and a sidewalk four feet in width shall be constructed along the inner side of the marginal roadway. All work and construction hereinabove set forth shall be in accordance with Village specifications and regulations.

(9) Plan. The plot plan required to be submitted with the application for the building permit shall, in addition, show the requirements set forth herein together with the estimated cost of the improvements required in Subsection F(6), (7) and (8).

(10) Bond for certificate of occupancy. If the improvements provided in Subsection F(6), (7) and (8) have not been completed prior to the application for a certificate of occupancy, cash or a performance bond for not more than one year may be accepted by the Village Clerk in an amount estimated by the Village Engineers necessary to complete the improvements, which bond shall be a surety company bond in such form as shall be approved by the Village Attorney. On the deposit of such cash or the acceptance and filing of such bond the Building Inspector shall be authorized to issue the certificate of occupancy.

(11) Notwithstanding any contrary provisions of this chapter, the following uses on the same lot or any other premises in the Village used in connection with such permitted uses are expressly prohibited:

- (a) Dormitories and sleeping quarters, except a single-family dwelling unit for one caretaker and his family.
- (b) The erection of any structure for the use of spectators.
- (c) Outdoor swimming pool.
- (d) Athletic contests and games with other institutions, schools or organizations.
- (e) Any use for which an admission is charged or gratuity, donation or subscription is accepted.
- (f) Any equipment or structures used for extracurricular activities.

G. Accessory dwellings existing prior to November 1, 1973, subject to the requirements of § 190-14 herein.

H. In the E-3 and E-5 Districts, wireless telecommunication services facilities shall be permitted as a principal or accessory use, subject to special permit approval by the Board of Trustees pursuant to the special requirements of new Article XI and Article VIII. [Added 1-20-2000 by L.L. No. 1-2000]

ARTICLE VI (Signs, Fences and Trailers) [Amended 8-9-1976 by L.L. No. 1-1976; 9-12-1983 by L.L. No. 5-1983]

§ 190-27. Signs.

No sign shall be hereafter erected or maintained on a building or premises in any residence district except as specifically permitted herein. Signs existing on the effective date of this Local Law for which a permit was duly issued, that are in conflict with the requirements of this Chapter

shall be brought into compliance on or before the earlier of the expiration of three (3) months from the effective date of this Local Law, or the expiration of the respective permit.

A. Residence A and E Districts. In Residence A and E Districts signs may be erected for the following purpose and for no other. Any sign erected or maintained shall be subject to all of the conditions and provisions set forth in this article. [Amended 9-11-1989 by L.L. No. 2-1989]

(1) No sign shall be erected within the Village except as allowed by this Chapter without first obtaining a permit from the Building Department and paying the required fee for such permit, except for residential nameplates, street number signs, "beware" or "caution" signs, none of which shall exceed one square foot in area.

(2) One real estate sign shall be permitted on each premises or parcel of land within the Village that is for sale or lease, provided that a permit for such sign is first obtained, as provided herein. Any such sign shall be rectangular in shape. No such sign shall exceed one foot in height or two feet in width. Any such sign shall advertise only the sale or lease of property upon which the sign is located. Each such sign shall have a white background with black letter or numerals only, and shall be limited to writing that states "For Sale" or "For Lease" together with the word "Realtor" or "Owner" provided that the homeowner has contracted with a licensed real estate broker to broker the sale or lease of the premises or parcel, and may include the telephone number of the party seeking to sell or lease the residence or the realtor. No other words, including but not limited to "In Contract" or "Sold" shall be permitted; and no symbols, numerals, images, names, colors, designs or borders shall be permitted.

(3) Any permitted real estate sign shall be mounted perpendicular to the street, on a white post located within the lot line boundaries of the subject property for sale or lease, and shall be at least 15 feet from any roadway, curb or driveway. The top of any permitted real estate sign shall be no higher than six feet from grade. No ancillary or additional signs shall be attached to any real estate sign, or to any post to which any real estate sign is affixed, except for an approved "Open House" sign, nor shall any balloons, bows, ribbons or other adornments, be attached in any way to any real estate sign or any post to which it is attached, nor shall any real estate sign be artificially illuminated.

(4) No real estate sign shall be placed on any premises or parcel of land unless there is filed with the Building Department a written consent by the property owner. The consent shall set forth the name of the owner, the address and Tax Map number of the property, the name of any authorized real estate broker and the length of time the consent shall be effective. The consent shall further provide that Village personnel are authorized to enter upon the premises or parcel of land for the purpose of removing the real estate sign if it remains past the expiration of the approved permit, or otherwise fails to comply with the requirements of this Chapter.

(5) Real estate sign permits issued by the Village shall expire after a term of 90 days. All permitted real estate signs shall be removed upon the earlier of expiration or revocation of the permit by the Village, revocation of the owner's consent, closing of title, or execution of a lease for the premises or parcel of land.

(6) One sign announcing a bona fide open house may be displayed by temporary attachment to the bottom of a real estate sign for which a permit has been obtained. The surface area shall not be greater than two feet wide by six inches in height and contain only the words "Open House." An "Open House" sign may only be displayed during the limited hours of a bona fide open house, but in no event longer than six hours.

(7) All real estate signs shall be properly secured, supported and braced so as to make them safe and shall be kept in perfect structural condition and clean and well painted.

(8) No sign directing traffic to an open house shall be posted within the Village except as may be approved by the Village pursuant to a permit, or obtained from the Village pursuant to a permit and upon the posting of a cash deposit in an amount to be determined by resolution of the Board of Trustees. Such directional signs shall be placed at locations approved by the Building Department. No directional sign shall be placed on any privately owned premises or parcel of land unless there is filed with the Building Department a written consent by the property owner. The consent shall set forth the name of the owner, the address and Tax Map number of the property, and the name of any authorized real estate broker. The consent shall further provide that Village personnel are authorized to enter upon the premises or parcel of land for the purpose of removing the directional sign if it remains past the expiration of the approved permit, or otherwise fails to comply with the requirements of this Chapter. Directional signs may only be displayed during the limited hours of a bona fide open house, but in no event longer than six hours.

(9) Non-compliance with any provision of this Chapter shall be grounds for revocation of any permit issued pursuant hereto.

#### ARTICLE IX, Administration and Enforcement

§ 190-42. Penalties for offenses. [Amended 8-9-1976 by L.L. No. 1-1976; 2-10-1986 by L.L. No. 2-1986]

A. Any owner, lessee, contractor, agent or individual, whether person, partnership or corporation, shall be guilty of an offense if he or she:

(1) Occupies, uses or maintains or causes or permits to be occupied, used or maintained or erects, enlarges, alters or maintains or causes or permits to be erected, enlarged, altered, converted or maintained any building, structure or any part thereof or land in the Village except in conformity with the provisions of this chapter or a decision of the Zoning Board of Appeals or Planning Board; or

(2) In any manner violates or allows, causes, permits, takes part or assists in a violation of any provision of this chapter or of any regulation, order or ruling promulgated hereunder.

B. Without diminishing the responsibility of any other party, there shall be a rebuttable presumption that the owner on whose land any violation of this Chapter shall occur, is a person responsible for performing or permitting the act complained of.

C. A person convicted of an offense shall be guilty of a violation as defined in the Penal Law.

D. Each violation of this chapter shall be punishable by:

(1) A fine not to exceed \$350, or a term of imprisonment not to exceed fifteen (15) days, or both, for a conviction of a first offense.

(2) A fine not to exceed \$700, but not less than \$350, or a term of imprisonment not to exceed fifteen (15) days, or both, for the conviction of a second offense both of which were committed within a five-year period.

(3) A fine not to exceed \$1,000, but not less than \$700, or a term of imprisonment not to exceed fifteen (15) days, or both, for the conviction of a third or subsequent offense, all of which were committed within a five-year period.

E. A violation of two or more sections of this chapter or provisions within a section shall be separate and distinct offenses for which a fine may be levied.

F. If any said person fails to abate any such violation of this chapter within five calendar days after written notice has been served personally upon said person or within 10 days after written notice has been sent to said person by certified mail at said person's home or business address, said person shall be subject to a fine of \$350 for each and every day that said violation continues.

G. Any violation of this chapter may be enjoined pursuant to law.

H. The remedies provided for herein shall be cumulative and shall be in addition to any other remedies provided by law, including injunctive relief.

The effective date of this local law is May 1, 2009.

**Final adoption by the Board of Trustees of the Incorporated Village of Muttontown.**

I hereby certify that the local law annexed hereto, designated as Local Law 3 of 2009 of the Incorporated Village of Muttontown was duly passed by the Board of Trustees on April 14, 2009, in accordance with the applicable provisions of law.

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 by the Board of Trustees of the Incorporated Village of Muttontown.



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Lisa Lolis  
Village Clerk/Treasurer

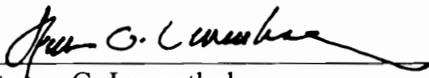
Incorporated Village of Muttontown  
Date: April 15, 2009

*Seal*

Certification by the Village Attorney

STATE OF NEW YORK  
COUNTY OF NASSAU

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.



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Steven G. Leventhal  
Village Attorney

Incorporated Village of Muttontown  
Date: April 15, 2009