

Part I: Administrative Legislation

Chapter 1

GENERAL PROVISIONS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay: Art. I, 3-12-1991 by L.L. No. 1-1991. Amendments noted where applicable.]

ARTICLE I
Adoption of Code¹
[Adopted 3-12-1991 by L.L. No. 1-1991]

§ 1-1. Legislative intent.

The local laws, ordinances and resolutions of the Town of Oyster Bay referred to in § 1-2 of this local law shall be known collectively as the "Code of the Town of Oyster Bay," hereafter termed the "Code," and the various parts and sections of such local laws, ordinances and resolutions shall be distributed and designated as provided and set forth in § 1-2 of this local law. The ordinances contained in this Code of Ordinances are intended to encompass and to promote the general health, welfare, peace, good order and morals of the community at large and the same ordinances have been codified herein for the purpose of facilitating the enforcement thereof.

§ 1-2. Distribution of local laws, ordinances and resolutions.

Derivation Table²

(Sections providing for severability of provisions, repeal of conflicting legislation and effective dates which are covered by provisions of Chapter 1, Article I, have been omitted from the Code, and such sections are indicated as "omitted" in the table which follows. The source sections enumerated in this table were variously derived from the filed copies of the local laws, the original copies of the ordinances or from the sections codified in the 1971 Town Code.)

§ 1-3. Repeal of enactments not included in Code.

All local laws, ordinances and resolutions of a general and permanent nature of the Town of Oyster Bay in force on the date of the adoption of this local law and not contained in such Code or recognized and continued in force by reference therein are hereby repealed from and after the effective date of this local law.

§ 1-4. Enactments saved from repeal; matters not affected.

The repeal of local laws, ordinances and resolutions provided for in § 1-3 of this local law shall not affect the following classes of local laws, ordinances, resolutions, rights and obligations, which are hereby expressly saved from repeal:

- A. Any right or liability established, accrued or incurred under any legislative provision of the Town of Oyster Bay prior to the effective date of this local law, or any action or proceeding brought for the enforcement of such right or liability.
- B. Any offense or act committed or done before the effective date of this local law in violation of any legislative provision of the Town of Oyster Bay, or any penalty, punishment or forfeiture which may result therefrom.
- C. Any prosecution, indictment, action, suit or other proceeding pending, or any judgment rendered prior to the effective date of this local law, brought pursuant to any legislative

1. **Editor's Note:** For state provisions relating to Code adoptions, see Subdivision 3 of § 20 of the Municipal Home Rule Law.

2. **Editor's Note:** The Derivation Table is included at the end of this chapter as Attachment 1.

provision of the Town of Oyster Bay.

- D. Any franchise, license, right, easement or privilege heretofore granted or conferred by the Town of Oyster Bay.
- E. Any local law, ordinance or resolution of the Town of Oyster Bay providing for the laying out, opening, altering, widening, relocating, straightening, establishing grade, changing name, improvement, acceptance or vacation of any right-of-way, easement, street, road, highway, park or other public place within the Town of Oyster Bay or any portion thereof.
- F. Any local law, ordinance or resolution of the Town of Oyster Bay appropriating money or transferring funds, promising or guaranteeing the payment of money or authorizing the issuance and delivery of any bond of the Town of Oyster Bay or other instruments or evidence of the town's indebtedness.
- G. Local laws, ordinances or resolutions authorizing the purchase, sale, lease or transfer of property, or any lawful contract or obligation.
- H. The levy or imposition of special assessments or charges.
- I. The dedication of property.
- J. Any local laws, ordinances or resolutions relating to salaries.
- K. Any legislation dealing with vehicles and traffic.
- L. Any legislation dealing with noise.
- M. Any legislation adopted subsequent to July 25, 1990.

§ 1-5. Severability.

If any clause, sentence, paragraph, section, Article or part of this local law or of any local law, ordinance or resolution cited in the table in § 1-2 hereof, or any local law, ordinance or resolution included in this Code through supplementation, shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, Article or part thereof directly involved in the controversy in which such judgment shall have been rendered.

§ 1-6. Copy of Code on file.

A copy of the Code, in loose-leaf form, has been filed in the office of the Town Clerk of the Town of Oyster Bay and shall remain there for use and examination by the public until final action is taken on this local law; and, if this local law shall be adopted, such copy shall be certified to by the Town Clerk of the Town of Oyster Bay by impressing thereon the Seal of the Town of Oyster Bay, and such certified copy shall remain on file in the office of said Town Clerk to be made available to persons desiring to examine the same during all times while the said Code is in effect.

§ 1-7. Amendments to Code.

Any and all additions, deletions, amendments or supplements to any of the local laws, ordinances

and resolutions known collectively as the "Code of the Town of Oyster Bay," or any new local laws, ordinances or resolutions, when enacted or adopted in such form as to indicate the intention of the Town Board to be a part thereof, shall be deemed to be incorporated into such Code so that reference to the Code shall be understood and intended to include such additions, deletions, amendments or supplements. Whenever such additions, deletions, amendments or supplements to the Code shall be enacted or adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code, as amendments and supplements thereto. Nothing contained in this local law shall affect the status of any local law, ordinance or resolution contained herein, and such local laws, ordinances or resolutions may be amended, deleted or changed from time to time as the Town Board deems desirable.

§ 1-8. Code book to be kept up-to-date.

It shall be the duty of the Town Clerk to keep up-to-date the certified copy of the book containing the Code of the Town of Oyster Bay required to be filed in the office of the Town Clerk for use by the public. All changes in said Code and all local laws, ordinances and resolutions adopted by the Town Board subsequent to the enactment of this local law in such form as to indicate the intention of said Board to be a part of said Code shall, when finally enacted or adopted, be included therein by temporary attachment of copies of such changes or local laws, ordinances or resolutions until such change or local law, ordinances or resolutions are printed as supplements to said Code book, at which time such supplements shall be inserted therein.

§ 1-9. Sale of Code book; supplementation.

Copies of the Code may be purchased from the Town Clerk of the Town of Oyster Bay upon the payment of a fee to be set by resolution of the Town Board, which may also arrange by resolution for procedures for the periodic supplementation thereof.

§ 1-10. Penalties for tampering with Code.

Any person who, without authorization from the Town Clerk, changes or amends, by additions or deletions, any part or portion of the Code of the Town of Oyster Bay, or who alters or tampers with such Code in any manner whatsoever which will cause the legislation of the Town of Oyster Bay to be misrepresented thereby, or who violates any other provision of this local law, shall be guilty of an offense and shall, upon conviction thereof, be subject to a fine of not more than \$250 or imprisonment for a term of not more than 15 days, or both.

§ 1-11. Changes in previously adopted legislation.

- A. In compiling and preparing the local laws, ordinances and resolutions for publication as the Code of the Town of Oyster Bay, as distributed and designated in the table in § 1-2 hereof, no changes in the meaning or intent of such local laws, ordinances and resolutions have been made, except as provided for in Subsection B hereof. In addition, certain grammatical changes and other minor nonsubstantive changes were made in one or more of said pieces of legislation. It is the intention of the Town Board that all such changes be adopted as part of the Code as if the local laws, ordinances and resolutions had been previously formally amended to read as such.
- B. In addition, the following changes, amendments or revisions are made herewith, to become effective upon the effective date of this local law. (Chapter and section number references are to the local laws, ordinances and resolutions as they have been renumbered and appear

in the Code.)³

- C. In addition to those changes set forth in Subsection B above, the following sections are hereby added or amended to provide for penalties for offenses of a fine not to exceed \$250 or imprisonment for a term not to exceed 15 days, or both, for each offense.⁴

§ 1-12. When effective.

This local law shall take effect upon filing with the Secretary of State and State Comptroller as required by § 27 of the Municipal Home Rule Law.

§ 1-13. General penalty; continuing violations. [Added 10-4-1994]

Except as otherwise provided and in addition to any other remedy for an offense against any provision of this Code, whenever in this Code or in any ordinance of the town any act is prohibited or is made or declared to be unlawful or an offense against this Code or ordinance, or whenever in this Code or ordinance the doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, an offense committed against any such provision of this Code or any ordinance is hereby declared to be a violation and shall be punished by a fine not exceeding \$250 or imprisonment for not more than 15 days, or both such fine and imprisonment. Each day that any violation of any provision of this Code or of any ordinance shall continue shall constitute a separate offense.

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3. **Editor's Note:** Pursuant to § 1-11B, the following sections have been amended: §§ 4-19, 4-24, 4-65, 4-67, 4-92, 4-93C and D, 4-140, 8-1, 8-2, 12-2, 12-3, 12-5, 22-8, 93-8, 93-11, 93-12, 93-15A and B, 93-20, 93-24A, 93-27, 93-31C, 93-34, 96-1A(3) and (4), 96-9, 103-1, 103-3, 107-10, 107-15, 107-31, 107-32, 110-3B, 110-4, 110-5, 110-7, 110-9, 110-10, 110-12, Appendix A and Appendix B of Ch. 110, 121-8B, 121-10, 121-11, 121-12, 135-5, 139-5, 160-1B, 173-3, 173-10A(4) and (5), 180-1B, 180-5A, 180-23, 180-25, 180-35, 180-40, 180-43, 183-4, 187-3, 201-1, 201-13C and E, 201-23A, 201-29F, 201-42, 201-43C and E, 201-47A and B, 201-68, 205-5, 205-7, 205-8C, 205-9, 205-11, 205-14, 205-15, 205-16A(2), 205-17, 205-18, 205-19, 205-21, 205-22, 205-23, 205-24, 205-25, 205-26, 205-27, 205-29, Towing Authorization Form of Ch. 221, H 236-1, 246-1A, 246-4, 246-16, 246-20E, 246-34, 246-37C, 246-37E, 246-37J(1), (3) and (5), 246-38B, C, D and E, 246-39B, C and E(2), 246-40, 246-229B, 246-235, 246-249E, 246-259E, 246-262, 246-270E, 246-272A(26)(b), 246-283E and 246-294E. The following sections have been added: §§ 4-91E, 4-93E, 93-17.1, 93-31B, 96-13, 135-27, 173-10A(1)(c) and 183-150. The following original sections have been deleted: § 8 of L.L. No. 3-1977; Secs. 3-19, 3-20, 3-21 and 3-23 through 3-27 of original Ch. 3, Art. II, of the 1971 Code; Secs. 4.0, 6.0, Subsections 1 through 8 and 10, and 7.0 through 12.0 of L.L. No. 4-1976; Sec. 23 of Ch. 19 of the 1971 Code; Sec. 1(c) of Art. III of L.L. No. 5-1977; Secs. 16-71, 16-73 and 16-82 of Ch. 16 of the 1971 Code; Sec. 21-33 of Ch. 21 of the 1971 Code; Secs. 53, 54 and 101 of Appendix A of the 1971 Code.
4. **Editor's Note:** Pursuant to § 1-11C, the following penalties sections have been added or amended §§ 103-8.2, 114-8, 135-51, 139-12, 151-4, 205-30, 221-55, 236-8, 241-2B, 241-3B and 241-19.

Chapter 4

ADMINISTRATION OF GOVERNMENT

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Continuity of government — See Ch. 20.

Personnel policies — See Ch. 59.

Defense and indemnification — See Ch. 22.

Youth Bureau — See Ch. 71.

Code of Ethics — See Ch. 30.

ARTICLE I
Town Clerk, Department of
[Adopted 12-5-1972 by L.L. No. 4-1972]

§ 4-1. Title.

This article shall be known as the "Office of the Town Clerk of the Town of Oyster Bay Law."

§ 4-2. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

DEPARTMENT — The Town of Oyster Bay Department of the Town Clerk which shall perform a major function of Town government.

DEPUTY TOWN CLERK — Deputy Town Clerks appointed and holding office pursuant to Subdivision 10 of § 30 of the Town Law, and shall act generally for and in place of the Town Clerk.

TOWN CLERK — The elected public official who shall be the chief executive officer of the Department.

§ 4-3. Establishment; department head; term; salary. [Amended 1-22-2002 by L.L. No. 2-2002; 5-11-2004 by L.L. No. 9-2004; 2-28-2006 by L.L. No. 4-2006; 12-15-2009 by L.L. No. 1-2010]

There shall be in the Town of Oyster Bay a Department of the Town Clerk. The principal executive officer and administrative head of such Department shall be the Town Clerk, who shall be elected to said office for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Town Clerk shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws. The annual salary of the Town Clerk, through December 31, 2010, shall be \$102,000.

§ 4-4. Deputies.

The Town Clerk is empowered herein to appoint three Deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority. The Town Clerk shall file in the office of the Town Clerk a designation of successorship with respect to said Deputies.

§ 4-5. Undertakings.

Before entering upon the duties of his office, the Town Clerk shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-6. Organization.

The Town Clerk shall have such powers as prescribed by law as shall be necessary for the proper

administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Annex Administration.
- B. Licenses.
- C. Legislative Administration.
- D. Records.
- E. Vital Statistics.

§ 4-7. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Town Clerk, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Town Clerk may, with the approval of the Town Board establish, consolidate or abolish any divisions now existing or hereafter created in said Department; and establish, consolidate or abolish any bureau or subdivision now existing or hereafter created in any such division.

§ 4-8. Enumeration of divisions.

- A. Division of Annex Administration. Administers, supervises and manages Town of Oyster Bay annexes located in Hicksville and Massapequa serving local residents with available municipal services of the Town of Oyster Bay, including guidance and counseling of veterans and their families.
- B. Division of Licenses. Administers, supervises and manages all necessary procedures regarding the issuance of licenses and permits authorized under law on behalf of the Town of Oyster Bay, keeps and maintains records thereon and collects all required fees thereof.
- C. Division of Legislative Administration. Administers, supervises, manages and performs all functions and duties as Clerk of the Town Board of the Town of Oyster Bay in the performance of its legislative responsibilities, supervises all official proceedings and acts of the Town Board; and arranges the posting and publication of all public and legal notices as required by law.
- D. Division of Records. Administers, supervises and manages the keeping and safeguarding of complete and accurate records of official proceedings and acts of the Town Board and of every board or improvement districts of the Town.
- E. Division of Vital Statistics. Administers, supervises and manages the filing and recording of all certificates, oaths and other papers and documents required by law of the Registrar of Vital Statistics of the Town of Oyster Bay, and the issuance of certifications and verifications thereof.

§ 4-9. Performance of other duties; delegation of powers.

The Town Clerk, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Town Clerk may delegate any of his powers to or direct any of his duties to be performed to a Deputy Town Clerk or head of a division.

§ 4-10. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purposes of such district or project.

§ 4-11. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-12. Fees.

The Town Clerk may establish a schedule of fees to be collected by him for the filing in his office or Department of any map or written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or Department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE II
Receiver of Taxes, Department of
[Adopted 12-51-1972 by L.L. No. 5-1972]

§ 4-13. Title.

This article shall be known as the "Town of Oyster Bay Receiver of Taxes Law."

§ 4-14. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

DEPARTMENT — The Town of Oyster Bay Department of Receiver of Taxes, which shall perform a major function of Town government.

DEPUTY RECEIVER — Deputy Receivers of Taxes of the Town of Oyster Bay, appointed and holding office pursuant to Subdivision 3(c) of § 20 of the Town Law, as amended, who shall act generally for and in place of the Receiver.

RECEIVER — The public official elected to the office of Receiver of Taxes who shall be the chief executive officer of the Department.

§ 4-15. Establishment; department head; term; salary. [Amended 1-22-2002 by L.L. No. 2-2002; 5-11-2004 by L.L. No. 9-2004; 2-28-2006 by L.L. No. 4-2006; 12-15-2009 by L.L. No. 1-2010]

There shall be in the Town of Oyster Bay a Department of Receiver of Taxes. The principal executive officer and administrative head of such Department shall be the Receiver who shall be elected to said office for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Receiver shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service law and other applicable laws. The annual salary of the Receiver of Taxes, through December 31, 2010, shall be \$110,000.

§ 4-16. Deputies.

The Receiver is empowered herein to appoint two Deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority. The Receiver shall file in the office of the Town Clerk a designation of successorship with respect to said Deputies.

§ 4-17. Undertakings.

Before entering upon the duties of his office, the Receiver shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-18. Organization.

The Receiver shall have such powers as prescribed by law and as shall be necessary for the

proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Accounting.
- B. Apportionment.
- C. Billing.
- D. Tax Roll.

§ 4-19. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Receiver, and each of said divisions shall be supervised by a Deputy who shall be assigned to a division by the Receiver. [Amended 3-12-1991 by L.L. No. 1-1991]
- B. The Receiver may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department; and establish, consolidate or abolish any bureau or subdivisions now existing or hereafter created in any such division.

§ 4-20. Enumeration of divisions.

- A. Division of Accounting. It administers, manages, supervises and maintains accounting records over the collection of property taxes throughout the Town of Oyster Bay as levied by warrant and disbursement of all said taxes; prepares summary reports of all appropriate municipalities and public officials.
- B. Division of Apportionment. It administers, manages, supervises and processes apportionment of parcels of real property for tax purposes; makes and records all required Tax Map changes and title changes; processes all tax delinquencies for collection purposes; answers all taxpayer inquiries regarding tax status.
- C. Division of Billing. It administers, manages, supervises and processes all the billing of all school and general taxes of property owners throughout the Town of Oyster Bay.
- D. Division of Tax Roll. It administers, manages, supervises and processes all printing related to tax services; processes all mailing directed to the Department; maintains and operates all required equipment and machinery servicing the Department.

§ 4-21. Performance of other duties; delegation of powers.

The Receiver, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Receiver may delegate any of his powers to or direct any of his duties to be performed to a Deputy Receiver or head of a division.

§ 4-22. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a

special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-23. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-24. Fees. [Amended 3-12-1991 by L.L. No. 1-1991]

The Receiver may establish a schedule of fees to be collected by him for any services rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE III
General Services Department
[Adopted 12-5-1972 by L.L. No. 7-1972]

§ 4-25. Title.

This article shall be known as the "Town of Oyster Bay General Services Law."

§ 4-26. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of General Services and chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay Department of General Services, a major function of municipal government of the Town of Oyster Bay.

DEPUTY COMMISSIONER — The Deputy Commissioner of General Services of the Town of Oyster Bay who shall act generally for and in place of the Commissioner.

§ 4-27. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of General Services. The principal executive officer and administrative head of such Department shall be the Commissioner of General Services who shall be appointed by the Town Board at such term and such salary as may from time to time be determined by said Town Board. The Commissioner of General Services shall be appointed on the basis of his administrative experience and qualifications for the duties of such office, and such additional standards as may be required by the Town Board. The Commissioner shall have such rights, duties and responsibilities as delegated to him under existing laws. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-28. Deputy Commissioner.

The Commissioner is empowered herein to appoint a Deputy who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-29. Undertakings.

Before entering upon the duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-30. Organization.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be

either amended or modified, the Department shall be divided into the following divisions:

- A. Building Management.
- B. Communications.
- C. Printing.
- D. Purchasing.

§ 4-31. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department and establish, consolidate or abolish any bureau or subdivisions now existing or hereafter created in any such division.

§ 4-32. Enumeration of divisions.

- A. Division of Building Management. It manages, maintains, repairs and renders cleaning, janitorial and custodial services for all buildings owned or operated for Town or public purposes by the Town of Oyster Bay wherever situated and keeps all of said buildings and equipment therein in repair and working condition. **[Amended 12-20-2005 by L.L. No. 8-2005]**
- B. Division of Communications. It manages, maintains and provides all telephone, telegraph, wireless or other wired communication services necessary and required for Town purposes and related facilities and equipment; it manages, maintains and provides all required mail servicing and other communication deliveries; it manages, administers and maintains civil defense programs and facilities in cooperation with and pursuant to federal and state requirements.
- C. Division of Printing. It is responsible for the printing, publishing and reproduction of any material, document or writing required by the Town Board or by any authorized officer or employee of the Town of Oyster Bay; and for a fee established by the Town Board it is empowered to reproduce any authorized public record upon a public request and requisition; and it is responsible for the care and maintenance of any supplies, equipment and machinery entrusted to it for the administration of its responsibilities.
- D. Division of Purchasing. It shall manage and provide procedures consistent with prevailing laws, rules and regulations governing municipalities regarding all purchases made by or on behalf of the Town of Oyster Bay pertaining to equipment, materials and supplies of every nature unless otherwise specifically delegated.

§ 4-33. Performance of other duties; delegation of power.

The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor;

however, the Commissioner may delegate any of his powers to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.

§ 4-34. Retainment of private employees.

The Commissioner is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ private engineers, architects and consultants or firms practicing such profession, for the purposes of: preparing designs, plans and estimates of structures or projects of any type and character; rendering assistance and advice in connection with any project, whether defined or proposed and under the supervision of the Department of General Services; and performing such other and necessary services as the Commissioner may deem necessary in the administration of the Department.

§ 4-35. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-36. Fees.

The Commissioner may establish a schedule of fees to be collected by him for the filing in his office or Department of any map or written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or Department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE IV
Executive Department
[Adopted 12-5-1972 by L.L. No. 8-1972]

§ 4-37. Title.

This article shall be known as the "Town of Oyster Bay Executive Department Law."

§ 4-38. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

DEPARTMENT — The Town of Oyster Bay Executive Department.

DEPUTY SUPERVISOR — The Deputy Supervisor of the Town of Oyster Bay Department of the Executive, who shall act generally for and in place of the Supervisor.

EXECUTIVE ASSISTANT — The executive assistant of the Executive Department of the Town of Oyster Bay.

SUPERVISOR — The elected public official who shall be chief executive officer of the Town of Oyster Bay.

§ 4-39. Establishment; Supervisor to be department head; term; salary. [Amended 1-22-2002 by L.L. No. 1-2002; 5-11-2004 by L.L. No. 9-2004; 2-28-2006 by L.L. No. 4-2006; 12-15-2009 by L.L. No. 1-2010]

There shall be in the Town of Oyster Bay an Executive Department. The principal executive officer and administrative head of such Department shall be the Supervisor who shall be an elected official for the term fixed by law at such salary as may from time to time be fixed by the Town Board. The Supervisor shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws. The annual salary of the Supervisor, through December 31, 2010, shall be \$140,000.

§ 4-40. Deputy Supervisor.

The Supervisor is empowered herein to appoint a Deputy who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by any other lawful authority.

§ 4-41. Undertakings.

Before entering upon the duties of his office, the Supervisor shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-42. Organization.

The Supervisor shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be

either amended or modified, the Department shall be divided into the following divisions:

- A. Community Relations.
- B. Governmental Research.
- C. Finance.
- D. Operations.
- E. Legislative.

§ 4-43. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Supervisor, and each of said divisions shall be supervised by a division head who shall be designated as director.
- B. The Supervisor may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department; and establish, consolidate or abolish any bureau or subdivisions now existing or hereafter created in any such division.

§ 4-44. Enumeration of divisions.

- A. Division of Community Relations. To administer, manage and provide a more effective Town emphasis on programs to improve the quality of suburban life; to offer resolutions to suburban problems; to coordinate state, federal, local and private agencies in the evaluation of problems and in the delivery and integration of specific services; to research, innovate and demonstrate new and needed programs of services which focus on improving suburban life style; advises the Supervisor on the coordination of all federal and state suburban grant programs.
- B. Division of Governmental Research. To administer, manage and provide advice and assistance concerning local government matters to officials of the executive and legislative branches of the Town government; conducts continuing research in the major areas of local government organization and operations to provide information for the development of Town policies relating to government activities and problems, for the development of new programs and techniques to meet local public demands for new and improved services and facilities and to help resolve specific problems of municipal management and organization.
- C. Division of Finance. To assist the Supervisor in the performance of his duties as Treasurer of the Town and assist in such other fiscal operations of the Town of Oyster Bay as the Supervisor may, from time to time, require.
- D. Division of Legislation. To administer, manage and advise and assist the Supervisor and the Town Board concerning change, modifications and new laws affecting Town government in general and the Town of Oyster Bay in particular; conducts federal, state, county and local government surveys of pending and proposed legislation and keeps the Supervisor informed of beneficial legislation and proposes procedure and programs for the proper implementation thereof.
- E. Division of Operations. To administer, manage, advise and assist the Supervisor and the

Town Board in the solutions of managerial and organizational problems involving administrative techniques, staffing, supervisory control, information technology and internal and external communications; to encourage and facilitate cooperation and collaboration among all agencies and levels of Town government. [Amended 8-5-2008 by L.L. No. 9-2008]

§ 4-45. Performance of other duties; delegation of powers.

The Supervisor, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board.

§ 4-46. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-47. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any statutory or other powers which may be lawfully exercised by said Supervisor.

ARTICLE V
Planning and Development Department
[Adopted 12-5-1972 by L.L. No. 9-1972]

§ 4-48. Title.

This article shall be known as the "Town of Oyster Bay Planning and Development Law."

§ 4-49. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Planning and Development, chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay Department of Planning and Development, which shall perform a major function of Town Government.

DEPUTY COMMISSIONERS — The two Deputy Commissioners of the Town of Oyster Bay Department of Planning and Development who shall act generally for and in place of the Commissioner.**[Amended 4-27-2010 by L.L. No. 3-2010]**

§ 4-50. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of Planning and Development. The principal executive officer and administrative head of such Department shall be the Commissioner of Planning and Development and shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Commissioner of Planning and Development shall be appointed on the basis of his administrative experience and qualifications for the duties of such office, and such additional standards as may be required by the Town Board, and he shall be the executive secretary of any advisory board or commission assigned to his jurisdiction by the Town Board. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-51. Deputies. [Amended 4-27-2010 by L.L. No. 3-2010]

The Commissioner is empowered herein to appoint two deputies who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-52. Undertakings.

Before entering upon the duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-53. Organization. [Amended 5-6-1980 by L.L. No. 3-1980; 3-15-2022 by L.L. No. 4-2022]

- A. The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. The Commissioner shall be deemed the building inspector of the Town of Oyster Bay within the meaning of statutory law and shall have all of the duties and powers contemplated by the office of building inspector as contained in the Town Law of the State of New York.
- B. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:
 - (1) Administration of Board of Appeals.
 - (2) Building.
 - (3) Economic Development, Commerce, Industry and Labor
 - (4) Planning.

§ 4-54. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department; and establish, consolidate or abolish any bureau or subdivisions now existing or hereafter created in any such division.

§ 4-55. Enumeration of divisions. [Amended 5-6-1980 by L.L. No. 3-1980; 11-25-2008 by L.L. No. 13-2008; 3-15-2022 by L.L. No. 4-2022]

- A. Division of Administration of Board of Appeals. To administer, supervise, manage, implement, initiate and direct all matters related with the office of the Board of Appeals as delegated to it under the law and especially by § 267 of the Town Law of the State of New York.
- B. Division of Building. To administer, supervise, manage, coordinate and enforce the zoning laws of the Town of Oyster Bay and the applicable building codes as legally required throughout the properties of the Town of Oyster Bay; to review, evaluate, judge and advise on applications related thereto.
- C. Division of Economic Development, Commerce, Industry and Labor. To administer, develop, manage, implement and promote commercial and industrial business programs; to promote economic and social well-being of the Town, its residents, taxpayers and commercial community, including, but not limited to, community development and revitalization, travel and tourism development, and open space protection; to develop, coordinate and maintain statistics and information related to employment and trends thereon.
- D. Division of Planning. To prepare studies, reports, plans and programs for the Town Board for the purpose of fostering, maintaining and monitoring the orderly growth and development of the Town, and in seeking to achieve the highest and most efficient available levels of service for the Town and its residents. A commission is hereby established,

comprised of seven members, appointed by the Town Board, to implement the function of the Division. The Chairman of said commission shall be the superintendent of this division and shall administer the responsibilities related thereto.

§ 4-56. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Commissioner may delegate any of his powers to or direct any of his duties to be performed to a Deputy Commissioner or head of a division. Furthermore, the Commissioner is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ private engineers, architects and consultants or firms practicing such profession for the purposes of: preparing designs, plans and estimates of structures or projects of any type and character; rendering assistance and advice in connection with any project, whether defined or proposed and under the supervision of the Department of Planning and Development; and performing such other and necessary services as the Commissioner may deem necessary in the administration of the Department.

§ 4-57. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-58. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-59. Fees.

The Commissioner may establish a schedule of fees to be collected by him for the filing in his office or Department of any map or written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or Department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE VI
Comptroller, Office of
[Adopted 12-5-1972 by L.L. No. 10-1972]

§ 4-60. Title.

This article shall be known as the "Town of Oyster Bay Office of the Comptroller Law."

§ 4-61. Definitions and word usage.

- A. Whenever used in the context of the law, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMPTROLLER — The head of the Department of the Town of Oyster Bay Office of the Comptroller.

DEPUTY COMPTROLLER — Deputy Comptrollers of the Town of Oyster Bay who shall act generally for and in place of the Comptroller.

OFFICE — The Town of Oyster Bay Office of the Comptroller, a Department of the Town of Oyster Bay.

§ 4-62. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department designated as the "Office of the Comptroller" in compliance with Subdivision 3(b) of § 20 of the Town Law of the State of New York. The principal executive officer and administrative head of such Department shall be the Comptroller, who shall be the accounting officer of the Town and who shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be determined by said Town Board. The Comptroller shall be appointed upon the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Comptroller shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-63. Deputies.

The Comptroller is empowered herein to appoint two Deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that Office by the provisions of this article, by statute or by other lawful authority. The Comptroller shall file in the office of the Town Clerk a designation of successorship with respect to said Deputies.

§ 4-64. Undertakings.

Before entering upon the duties of his office, the Comptroller shall execute and file an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-65. Organization. [Amended 3-12-1991 by L.L. No. 1-1991]

The Comptroller shall have such powers as shall be necessary for the administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Payroll.
- B. Accounting.
- C. Accounts Payable.
- D. Internal Audit.
- E. Information Technology. [Amended 8-5-2008 by L.L. No. 9-2008]

§ 4-66. Powers and duties.

- A. The powers and duties of such divisions as delegated to them under the law of the State of New York or by the Town Board shall be under the administration, direction and control of the Comptroller, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Comptroller may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department: and may establish, consolidate or abolish any bureau or subdivision now existing or hereafter created in any such division.
- C. The Comptroller shall, upon the request of any of the Town Commissioners, Department Heads, Town Clerk or the Receiver of Taxes, issue a refund, as requested, upon presentation of a proper claim form and refund request to the Office of the Comptroller and the Director of Finance for audit and final approval, without the necessity of Town Board approval, provided that said refund does not exceed the amount of \$250, and the Comptroller may deduct up to a maximum of 20% of the amount of said refund as an administrative fee, with the input of said Commissioner, Department Head, Town Clerk or Receiver of Taxes. [Added 1-29-2019 by L.L. No. 3-2019]

§ 4-67. Enumeration of divisions. [Amended 3-12-1991 by L.L. No. 1-1991]

- A. Division of Payroll. Administers, manages and prepares all Town payrolls and any function or duty related thereto.
- B. Division of Accounting. Administers, manages and assembles and maintains all financial accounts, records, books and documents necessary to reflect and record all transactions of the Town of Oyster Bay affecting its assets and financial interests; periodically prepares financial reports and submits the same to state, county and Town agencies.
- C. Division of Accounts Payable. Administers, manages, prepares and maintains accounts, records and documents of all disbursements of the Town of Oyster Bay and, upon proper audit and verification of all charges, claims and demands against the Town, makes payment of all claims and indebtedness of the Town of Oyster Bay.
- D. Division of Internal Audit. Administers and makes timely review of Town departments

receiving income or responsible for custody of Town assets, and recommends proper internal control procedures. Submits recommendations for improvements in departmental internal control procedures to the Supervisor. Reviews the operations, accounts and fiscal affairs of Town departments, pursuant to prevailing law, rules or regulations, to assure sufficiency and accuracy of the same. Periodically prepares financial reports as required.

- E. Division of Information Technology. Administers, maintains and manages the Town's central information technology capability. [Amended 8-5-2008 by L.L. No. 9-2008]

§ 4-68. Performance of other duties; delegation of powers.

The Comptroller, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Comptroller may delegate any of his powers to or direct any of his duties to be performed to a Deputy Comptroller or head of a division.

§ 4-69. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-70. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

ARTICLE VII
Town Attorney, Office of
[Adopted 7-24-1973 by L.L. No. 4-1973]

§ 4-71. Title.

This article shall be known as the "Town of Oyster Bay, Office of the Town Attorney Law."

§ 4-72. Definitions and word usage.

- A. Whenever used in this article, words in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

DEPUTY TOWN ATTORNEY — The Deputy Town Attorney of the Town of Oyster Bay and shall act generally for and in place of the Town Attorney.

OFFICE — The Town of Oyster Bay Department of the Town Attorney, which shall perform a major function of Town government.

TOWN ATTORNEY — The head of the Department of the Office of the Town Attorney, who shall be the chief executive officer thereof.

§ 4-73. Establishment; department head; term; salary.

There shall be established herewith as a Department of the Town of Oyster Bay the Office of Town Attorney. The principal executive officer and administrative head of such Department shall be the Town Attorney who shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Town Attorney shall be appointed on the basis of his administrative experience and qualifications for the duties of such office. He shall be the Attorney for the Town Board and all of the Town officers in their official capacity and shall be the legal counsel and representative of the Town Board in all proceedings, undertakings or activities in which the Town Board or the Town of Oyster Bay is concerned with or involved therein. The Town Attorney shall be the head of the Department of the Office of the Town Attorney with power and authority to appoint or remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-74. Deputies.

The Town Attorney is empowered herein to appoint Deputies who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that Office by the provisions of this article, by statute or by other lawful authority.

§ 4-75. Organization.

The Town Attorney shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the Town Attorney shall, at his sole discretion and judgment, amend or modify the allocation of responsibilities of his office, the Department shall be divided into the following divisions:

- A. General Services.

B. Law.

C. Litigation.

§ 4-76. Powers and duties; enumeration of divisions.

The powers and duties of such divisions therein shall be under the administrative direction and control of the Town Attorney, and each of said divisions shall be administratively supervised by a Senior Deputy Attorney.

A. Division of General Services. This division shall:

- (1) Render legal advice to all Town departments, agencies and offices, as well as to special boards established by the Town Board.
- (2) Prepare and process the execution of all leases and land acquisitions on behalf of the Town and special districts, whether the same be acquired by condemnation, purchase or gift. It shall be responsible for all of the proceedings regarding condemnation.
- (3) Approve, prepare and process the execution of all contracts entered into by the Town, its agencies and departments or special districts of the Town, including the approval of the notice to bidders, specifications, contract documents, insurance and bonds, where required. It shall supervise the execution and review of contracts and the preparation of related resolutions and any and all change orders, processing notice of liens, attending all necessary conferences involving departments, consultants, contractors and the rendering of legal advice and assistance during the term of the contract.
- (4) Prepare and process the execution of all special agreements entered into by and on behalf of the Town, such as consultant agreements and park concession agreements.
- (5) Approve insurance policies and bonds obtained on behalf of the Town for certain departments and commissioner districts, where applicable and also the processing and approval of bonds and/or insurance policies required to be filed pursuant to ordinance, such as plumbers, electricians and road-opening permits.
- (6) Render legal opinions and assist residents and taxpayers of the Town.

B. Law Division. This division shall:

- (1) Prepare, review and recommend all Town ordinances and local laws and amendments thereto, and related public notices and resolutions.
- (2) Review all proposed legislation introduced before the New York State Legislature which affects or concerns Town government, and, where appropriate, advises Town Board and affected departments or agencies concerning proposed legislation. It shall prepare and submit approving or opposing memoranda to the State Legislature or governor, when appropriate, and advise Town Board, appropriate Town officials and departments when bills are enacted into law.
- (3) Render formal legal opinions, as directed by the Town Attorney.
- (4) Perform such legal research and assist or prepare legal opinions, as required by other divisions.

- (5) Assist the Litigation Division, when directed by the Town Attorney, with the preparation of motions, pleadings, briefs, memoranda of law, etc.
- (6) Review all petitions and exhibits for changes of zone or special use permits, including preparation of public notices and related resolutions.
- (7) Represent the Town Attorneys Office at all Town Board public hearings.
- (8) Review all applications and petitions in relation to special and commissioner district improvements or extensions, including preparation of related public notices, resolutions, orders and other required documents.
- (9) Process and undertake all disciplinary proceedings.
- (10) Represent the Town Board in collective bargaining and personnel issues as directed by the Town Attorney.

C. Litigation Division. This division shall:

- (1) Prepare and try all litigation matters instituted by or against the Town in all courts.
- (2) Prosecute all violations of Town ordinances and local laws.
- (3) Institute or defend tort claims involving the Town not covered by insurance or where the Town seeks direct reimbursement.
- (4) Prepare, process and file all necessary pleadings, briefs, memoranda of law, etc., and shall investigate, examine, evaluate and process all evidentiary matters and witnesses in related legal proceedings.

§ 4-77. Performance of duties; delegation of powers.

The Town Attorney, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions which are prescribed to be performed by him in law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Town Attorney may delegate any of his powers to or direct any of his duties to be performed to any Deputy Attorney. Furthermore, the Town Attorney is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ private consultants, experts and other parties which the Town Attorney deems proper and appropriate in promulgating the responsibilities and obligations of his Office.

§ 4-78. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be exercised lawfully by said Supervisor.

ARTICLE VIII
Town Board, Office of
[Adopted 2-19-1974 by L.L. No. 1-1974]

§ 4-79. Title.

This article shall be known as the "Office of the Town Board of the Town of Oyster Bay Law."

§ 4-80. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

ASSISTANT TO TOWN BOARD — The chief executive administrator of the Office of the Town Board.

COUNCILMEN — The public officials elected as Councilmen of the Town of Oyster Bay.

OFFICE — The administrative body of the Town Board.

§ 4-81. Establishment; department head; term; salary. [Amended 1-22-2002 by L.L. No. 2-2002; 2-28-2006 by L.L. No. 4-2006; 12-15-2009 by L.L. No. 1-2010]

There shall be in the Town of Oyster Bay an Office of the Town Board. The governing head of said Office shall be the Councilmen who, by majority decision, shall prescribe the duties, functions and responsibilities of the personnel and divisions of said Office. The Office of the Town Board shall serve the needs and responsibilities of the Councilmen, individually, severally or collectively, in the performance of their legislative duties as prescribed by the Town Law of the State of New York and any other law applicable thereto. The Councilmen and Supervisor, by majority decision, shall appoint and remove any officer or employee of the Office of the Town Board under its jurisdiction not otherwise prohibited by law. The annual salary of each Councilman, through December 31, 2010, shall be \$57,500.

§ 4-82. Organization.

The Councilmen shall exercise and maintain such powers as shall be necessary for the administration of the Office consistent with applicable provisions of law or procedures pertinent thereto.

Until such time as the same may be either amended or modified, the Office shall be divided into the following divisions:

- A. Legislative.
- B. Public Information.
- C. Secretarial.

§ 4-83. Powers and duties.

- A. The powers and duties of the Division of Public Information shall be under the direct administration of the Town Board, and the head of said division shall be designated as

public information officer of the Town of Oyster Bay. The powers and duties of the Legislative and Secretarial divisions shall be under the administration of the Assistant to Town Board. The division head of the Legislative Division shall be designated chief research assistant, and the division head of the Secretarial Division shall be designated as supervising Secretary.

- B. Subject to Town Board approval, the Public Information Officer and Assistant to Town Board may establish, consolidate or abolish any subdivision or bureau under their respective jurisdiction, and each shall be empowered to perform such other duties and functions prescribed to them in any law, ordinance or resolution of the Town Board. Unless otherwise directed, each may delegate any of his powers or duties to be performed by the heads of any subdivision or bureau under their administration.

§ 4-84. Enumeration of divisions.

- A. Legislative Division. It shall generally advise the Town Board respecting proposed, pending and enacted legislation, federal, state and local, which may effect or influence the affairs of the Town of Oyster Bay; it shall initiate, collate, report and record for Town Board consideration all pertinent and required research, and process all legislative information and material in servicing the deliberations of the Councilmen in contemplation of Town Board action.
- B. Public Information Division. It shall be responsible for channeling all public information and news in all media from and to the Town Board and Supervisor; it shall plan, coordinate and develop all publicity and community relations programs and projects, unless otherwise delegated in any other local law, ordinance or resolution of the Town Board; and it shall generally perform such other public information duties in the service of the Town Board and Supervisor as may be directed respectively thereby. **[Amended 6-26-2018 by L.L. No. 6-2018]**
- C. Secretarial Division. It shall perform such duties, functions and assignments as are proper and necessary in executing the administrative and clerical obligations and needs of the Town Councilmen, individually and collectively; and it shall be obligated to provide and maintain all services customarily undertaken and assumed by confidential secretaries.

§ 4-85. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

ARTICLE IX

Community and Youth Services Department

[Adopted 2-26-1974 by L.L. No. 2-1974; amended 6-7-1988 by L.L. No. 2-1988]

§ 4-86. Title.

This article shall be known as the "Town of Oyster Bay Community and Youth Services Law."

§ 4-87. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Community Services who shall be the chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay Department of Community and Youth Services which shall perform a major function of Town government.

DEPUTY COMMISSIONER — The Deputy Commissioner of the Town of Oyster Bay Department of Community and Youth Services, and shall act generally for and in place of the Commissioner.

§ 4-88. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of Community and Youth Services. The principal executive officer and administrative head of such Department shall be the Commissioner and shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Commissioner shall be appointed on the basis of his administrative experience and qualifications for the duties of such office, and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-89. Deputies.

The Commissioner is empowered herein to appoint a Deputy who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-90. Undertakings.

Before entering upon the duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-91. Organization.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Division of Cultural and Performing Arts.
- B. Division of Drug and Alcohol Control.
- C. Division of Senior Citizens Services.
- D. Division of Handicapped Services.
- E. Division of Youth Bureau. [Added 3-12-1991 by L.L. No. 1-1991]

§ 4-92. Powers and duties. [Amended 3-12-1991 by L.L. No. 1-1991]

The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated as coordinator. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions or subdivisions now existing or hereafter created in the Department.

§ 4-93. Enumeration of divisions.

- A. Division of Cultural and Performing Arts. To administer, manage and provide for cultural development and activities in the Town of Oyster Bay; to encourage participation in and appreciation of the arts; to develop related programs, projects and plans for public availability thereon; and to join with, cooperate with and aid other persons, groups, municipalities or subdivisions thereof in any joint or separate effort for the mutual attainment of said cultural interests.
- B. Division of Drug and Alcohol Control. To administer, manage, survey and provide for programs, projects and plans which conduce or influence public or individual awareness of the harmful effects of drugs and alcohol; which contemplate or induce the control, deterrence or eradication of the abuses thereof; and to join, cooperate or associate with other persons, groups, municipalities or subdivisions thereof in similar or related efforts in aid of individuals and communities of the Town of Oyster Bay affected thereby.
- C. Division of Senior Citizens Services. To administer, manage and provide for programs, projects and plans in order to meet the special needs and interests of retired persons residing in the Town of Oyster Bay; to encourage their fuller participation in society; to stimulate community interest and assistance; to foster and promote appropriate recreational activities; and to join and associate with other persons, groups, municipalities and subdivisions in similar or related efforts. The coordinator or his designee herein shall be the executive secretary of the Senior Citizens' Advisory Council established pursuant to Resolution No. 892-71, dated October 19, 1971. The rights, powers, duties and obligations of said Council delineated in the foresaid resolution or in any other related resolution, ordinance or local law of the Town of Oyster Bay are herein assumed, transferred and deemed duly assigned herein. The coordinator shall not have the right to vote in any official deliberation of the Council. He shall administer to the needs and requirements of the Council in the fulfillment of its lawful duties. [Amended 3-12-1991 by L.L. No. 1-1991]
- D. Division of Handicapped Services. To administer, manage and provide for, solely or in cooperation with the individuals, groups or municipalities, programs, projects and activities specially adaptable for handicapped individuals and groups, and which stimulate, promote, encourage and advance the moral, physical, mental and social well-being of such persons

in the Town of Oyster Bay. The coordinator shall be the executive secretary of the Handicapped Services Advisory Board when so created and constituted by resolution of the Town Board of the Town of Oyster Bay. The coordinator shall not be empowered to vote in the official deliberations of said Board, but shall administer to its needs and requirements in the fulfillment of its lawful duties. [Amended 3-12-1991 by L.L. No. 1-1991]

- E. Division of Youth Bureau. The powers and duties of the Youth Bureau shall be as set forth in § 71-2 of this Code. [Added 3-12-1991 by L.L. No. 1-1991]
- F. Division of Veterans Services. To administer, manage and provide assistance in the delivery of services for the special needs and benefits accorded to resident veterans and their families; to coordinate the activities of all Town agencies in the provision of these services; to make recommendations to the Town Board to improve benefits to veterans and their families; to encourage and assist in the development of plans for occupational reorientation of resident veterans; to inform veterans of educational, training, retraining, employment and other services such as health, medical and rehabilitation services. [Added 11-9-2004 by L.L. No. 17-2004]

§ 4-94. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Commissioner may delegate any of his powers to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.

§ 4-95. Charges against special districts.

All cost and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-96. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-97. Fees.

The Commissioner may establish, subject to Town Board approval, a schedule of fees to be collected by him for services rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE X
Parks Department

[Adopted 2-26-1974 by L.L. No. 3-1974; amended 12-29-1978 by L.L. No. 8-1978]

§ 4-98. Title.

This article shall be known as the "Town of Oyster Bay Parks Department Law."

§ 4-99. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Parks who shall be the chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay, Department of Parks which shall perform a major function of Town government.

DEPUTY COMMISSIONERS — The two Deputy Commissioners of the Town of Oyster Bay Department of Parks, who shall act generally for and in place of the Commissioner.**[Amended 6-7-1988 by L.L. No. 1-1988]**

§ 4-100. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of Parks Activities. The principal executive officer and administrative head of such Department shall be the Commissioner and shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Commissioner shall be appointed on the basis of his administrative experience and qualifications for the duties of such office, and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-101. Deputies. [Amended 6-7-1988 by L.L. No. 1-1988]

The Commissioner is empowered herein to appoint two Deputies who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-102. Undertakings.

Before entering upon the duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-103. Organization.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Beaches.
- B. Parks.
- C. Recreation.

§ 4-104. Powers and duties.

The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated superintendent. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions or subdivisions now existing or hereafter created in the Department.

§ 4-105. Enumeration of divisions. [Amended 2-10-2004 by L.L. No. 4-2004]

- A. Division of Beaches: to operate and maintain all of the Town beaches and facilities and structures thereon and such other duties or facilities as assigned to this Division by the Commissioner. **[Amended 12-20-2005 by L.L. No. 8-2005]**
- B. Division of Parks: to operate and maintain Town and special district parks, pools, skating rinks and other recreational facilities.
- C. Division of Recreation: to administer, manage and supervise the planning, coordination, development and arrangement of recreational programs and projects for and on behalf of the residents of the Town of Oyster Bay, on its own initiative or in cooperation with other municipalities and private citizens, associations and organizations.

§ 4-106. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Commissioner may delegate any of his powers to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.

§ 4-107. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-108. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-109. Fees.

The Commissioner may establish, subject to Town Board approval, a schedule of fees to be collected by him for services rendered in connection with the work of his Department and for

which he deems it necessary to charge and to collect a fee therefor.

ARTICLE XI
Public Works Department
[Adopted 2-26-1974 by L.L. No. 4-1974]

§ 4-110. Title.

This article shall be known as the "Town of Oyster Bay Public Works Law."

§ 4-111. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

ASSISTANT TO THE COMMISSIONER — A designated officer of the Department to aid and advise the Commissioner in planning and coordinating projects and policies of the Department.

COMMISSIONER — The Commissioner of Public Works, as chief executive officer of said Department.

DEPARTMENT — The Town of Oyster Bay Department of Public Works, a major function of Town government.

DEPUTY COMMISSIONER — The Deputy Commissioner of the Town of Oyster Bay Department of Public Works, who shall generally act for and in place of the Commissioner.

SUPERVISOR — Supervisor of the Town of Oyster Bay.**[Added 2-10-2004 by L.L. No. 4-2004]**

§ 4-112. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of Public Works. The principal executive officer and administrative head of such Department shall be the Commissioner of Public Works, who shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be fixed by said Town Board. The Commissioner of Public Works shall be appointed on the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-113. Deputies. [Amended 5-13-1986 by L.L. No. 3-1986]

The Commissioner is empowered herein to appoint seven Deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-114. Undertakings. [Amended 2-10-2004 by L.L. No. 4-2004]

Before entering upon the duties of his or her office, the Commissioner shall execute and file an official undertaking, if the same be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney. Except as otherwise

provided for herein, the Commissioner of Public Works shall have charge of the administration of the Department.

§ 4-115. Organization. [Amended 12-19-1978 by L.L. No. 8-1978; 5-13-1986 by L.L. No. 3-1986; 4-23-1991 by L.L. No. 2-1991; 2-10-2004 by L.L. No. 4-2004; 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022; 3-15-2022 by L.L. No. 3-2022]

The Commissioner shall have such powers as shall be necessary for the administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Administration.
- B. Central Vehicle Maintenance.
- C. Engineering.
- D. Highway and Public Parking.

§ 4-116. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner of Public Works, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department; establish, consolidate or abolish any bureau now existing or hereafter created in any such division.

§ 4-117. Enumeration of divisions. [Amended 5-13-1986 by L.L. No. 3-1986; 4-23-1991 by L.L. No. 2-1991; 2-10-2004 by L.L. No. 4-2004; 12-20-2005 by L.L. No. 8-2005; 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022; 3-15-2022 by L.L. No. 3-2022]

- A. Division of Administration. To administer, supervise, manage, implement, initiate and direct all matters concerning the Office of Administration of the Public Works Department. The division head acts as liaison for the Commissioner of Public Works with all divisions and bureaus of the Department of Public Works as well as all departments within the Town of Oyster Bay. The Division is responsible for all personnel records and actions for the Department. It plans and coordinates policies, procedures and programs concerning personnel. The Division is responsible for general services and manages, maintains, repairs and cleans Public Works complex. Provides, manages and maintains all telephone communication services for Public Works Department complex. The Division is responsible for accounts and processes for payment of all claims as well as maintain records of said claims and petty cash. It coordinates data from divisions for preparation of fiscal budget for the Public Works Department.
- B. Division of Central Vehicle Maintenance. To supervise, manage and provide for the repair and maintenance service for all vehicles owned and under the jurisdiction of the Town of Oyster Bay and to make authorized assignments thereof and to manage and maintain related facilities, equipment and personnel necessary for the proper administration thereof.
- C. Division of Engineering. To perform the duties of Town Engineer and to have general

charge and supervision of the design and construction of Town buildings, roads and drainage, parks and grounds, and to oversee and manage Town landfill remediation and closure programs, including, but not limited to, the monitoring of remediation activities at the Old Bethpage Solid Waste Disposal Complex and any other solid waste management facility or facilities operated now or in the future by the Town, including, but not limited to: leachate treatment, groundwater treatment, landfill gas control, and landfill cap maintenance; to oversee and manage, other structure or improvements in the nature of public works as the Town or any of its special districts or departments may construct. Furthermore, the division head of the Division of Engineering will continue with all of the powers and be subject to all of the duties of a Town Engineer.

- D. Division of Highway and Public Parking. To have charge and supervision of the repair, maintenance, cleaning and lighting of all highways, roads, streets, bridges and stormwater drainage systems and other outdoor facilities under the jurisdiction of the Town or any special districts thereof, and to further provide for and maintain and operate municipal off-street public parking areas, including metered parking, and to further supervise and to have jurisdiction over any improvement districts related thereto. The division head of the Division of Highways and Public Parking shall have authority to issue permits relative to road openings and closures, excavations, and tree removal, including but not limited to block parties, and parade permits. Furthermore, the division head of the Division of Highways and Public Parking shall have all the powers and duties of a Town Superintendent of Highways as prescribed by law.

§ 4-118. Performance of other duties; delegation of powers.

- A. The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Commissioner may delegate any of his powers to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.
- B. The Commissioner is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ private engineers, architects and consultants, or firms practicing such profession, for the purposes of: preparing designs, plans and estimates of structures or projects of any type and character; rendering assistance and advice in connection with any project, whether defined or proposed and under the supervision of the Department of Public Works; and performing such other and necessary services as the Commissioner may deem necessary in the administration of the Department.

§ 4-119. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-120. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any

other powers which may be lawfully exercised by said Supervisor.

§ 4-121. Fees.

The Commissioner may establish a schedule of fees to be collected by him for the filing in his office or department of any map or written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE XII
Intergovernmental Affairs Department
[Adopted 1-29-1980 by L.L. No. 2-1980]

§ 4-122. Title.

This article shall be known as the "Town of Oyster Bay Intergovernmental Affairs Law."

§ 4-123. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Intergovernmental Affairs, who shall be the principal executive officer of the Department and its administrative head.

DEPARTMENT — The Town of Oyster Bay, Department of Intergovernmental Affairs which shall perform major functions of Town government.

DEPUTY COMMISSIONER — The Deputy Commissioner of the Department of Intergovernmental Affairs, and shall act generally for and in place of the Commissioner.

§ 4-124. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay, a Department of Intergovernmental Affairs. The principal executive officer and administrative head of such Department shall be the Commissioner of Intergovernmental Affairs who shall be appointed by the Town Board at such term and such salary as may, from time to time, be determined by said Town Board. The Commissioner of Intergovernmental Affairs shall be appointed on the basis of his administrative experience and qualifications for the duty of such office and such additional standard as may be required by the Town Board.

§ 4-125. Officers and employees.

The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law of the State of New York, its rules and regulations and other applicable laws. The Commissioner is empowered herein to appoint a Deputy who shall generally act for and in his behalf and who shall perform such duties as are imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-126. Undertakings.

Before entering upon his duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same be required by the Town Board, and in such form as approved by the Town Attorney.

§ 4-127. Organization.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be

either amended or modified, the Department shall be divided into the following divisions:

- A. Division of Community Development.
- B. Division of Federal and State Aid.
- C. Division of Employment and Training. **[Amended 6-21-1988 by L.L. No. 3-1988]**

§ 4-128. Powers and duties.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated as superintendent.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in the Department; and establish, consolidate or abolish any bureau or subdivisions now existing or hereafter created in any such division.

§ 4-129. Enumeration of divisions.

- A. Division of Community Development. To assemble appropriate statistical material and information, prepare, document and process qualifying applications for the receipt of public funding directly or indirectly under the United States Housing and Community Development Act of 1974, as amended, and any other relative federal or state legislative act or authority; to negotiate terms and conditions for such funding and process all necessary qualifying documentation and supportive material required for the attainment of such public funding from any and all available sources thereunder; to implement, administer and manage grants and programs pursuant thereto, and to undertake such other duties and responsibilities pertaining thereto as directed by the Commissioner.
- B. Division of Federal and State Aid. To investigate, research, plan, survey, establish, apply for and promulgate programs, projects, activities and undertakings appropriate for public and private funding from any and all other sources; to monitor and coordinate the application of fund received under any such approved endeavors in compliance with lawfully acceptable processes applicable thereto; and, to undertake such other duties and responsibilities pertaining thereto as directed by the Commissioner.
- C. Division of Employment and Training. To supervise, manage, administer to and oversee all personnel available for approved programs, projects and activities in the Town of Oyster Bay under the Job Training Partnership Act of 1983, as amended; to apply for, negotiate, prepare and propose, for Town Board approval, appropriate agreements, undertakings and transactions to effectuate such purposes and to undertake such other duties and responsibilities pertaining thereto as directed by the Commissioner. **[Amended 6-21-1988 by L.L. No. 3-1988]**

§ 4-130. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of said existing or hereafter named divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor; however, the Commissioner may delegate any of his powers to or direct any of his duties to be

performed to the Deputy Commissioner or head of a division.

§ 4-131. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

ARTICLE XIII
Human Resources Department
[Adopted 5-13-1986 by L.L. No. 2-1986]

§ 4-132. Title.

This article shall be known as the "Town of Oyster Bay Department of Human Resources Law."

§ 4-133. Definitions and word usage.

A. Wherever used in this article, words in the singular number include the plural, and in the plural number include the singular.

B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Human Resources who shall be the chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay Department of Human Resources which shall perform a major function of Town government.

DEPUTY COMMISSIONER — The Deputy to the Commissioner of Human Resources who shall act generally for and in place of the Commissioner.

DIRECTOR — The administrative agent of a designated divisional function of the Department.

§ 4-134. Establishment; department head; term; salary.

There shall be in the Town of Oyster Bay a Department of Human Resources which shall manage, administer and provide for the personnel needs, welfare and benefits of the employees of the Town of Oyster Bay. The principal executive officer and administrative head of such Department shall be the Commissioner, who shall be appointed by the Town Board for the term fixed by law at such salary as may from time to time be established by said Town Board. The Commissioner shall be appointed on the basis of his administrative experience and qualifications for the duties of such office, and such equal or additional standards as may be required by the Town Board.

§ 4-135. Organization.

The Department shall be divided into the following divisions, subject to amendments or modifications thereof in accordance with the law herein:

- A. Personnel.
- B. Labor-Management Relations.
- C. Insurance.

§ 4-136. Powers and duties; deputy.

- A. The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law.

- B. He shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.
- C. The Commissioner is empowered herein to appoint a Deputy who shall generally act for and in his behalf, and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-137. Undertakings.

Before entering upon the duties of his office, the Commissioner shall execute and file with the Town Clerk an official undertaking, if the same is required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney.

§ 4-138. Enumeration of divisions.

The powers and duties of the divisions herein shall be under the administration, direction and control of the Commissioner, and each of said divisions shall be supervised by a division head who shall be designated as director. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any division or subdivision thereof now existing or hereafter created in the Department.

- A. Division of Personnel. To process and administer applications for employment in the Town of Oyster Bay in accordance with the Civil Service Law, rules and regulations; keep and maintain records of employment; recruit and/or train personnel; and undertake all duties and assignments as delegated to the division by the Commissioner.
- B. Division of Labor-Management. To administer and process all appropriate undertakings pertaining to negotiated agreements, contracts and understandings regarding relationships between employees and the Town; process employee relations problems and complaints; serve as Town representative in matters involving employee union concerns; the director shall serve as Chairman of the Labor-Management Review Board, as the Town's affirmative action officer and as equal opportunity administrator; and undertake appropriate measures pertaining to internal safety requirements; and to undertake all other duties and assignments delegated to the Division by the Commissioner.
- C. Division of Insurance. To administer, maintain and supervise all insurance benefit programs and plans provided for employees of the Town, including retirement pension procedure, group life, dental, disability, workman's compensation processes and all other insurance or benefits in operation or in contemplation; and to undertake all other duties and assignments delegated to the Division by the Commissioner.

§ 4-139. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special improvement district or special Town project shall be charged against such district or project, and paid from funds duly appropriated for the purposes of such district or project.

§ 4-140. Powers of Supervisor. [Amended 3-12-1991 by L.L. No. 1-1991]

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law, as amended, or any other powers

which may be lawfully exercised by said Supervisor.

§ 4-141. Fees.

The Commissioner may establish, subject to Town Board approval, a schedule of fees to be collected by him for services rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE XIV

**Department of Environmental Resources
[Adopted 4-23-1991 by L.L. No. 2-1991]****§ 4-142. Title. [Amended 2-10-2004 by L.L. No. 4-2004]**

This article shall be known as the "Town of Oyster Bay Department of Environmental Resources Law."

§ 4-143. Purpose.

The purpose in creating the Department of Environmental Resources is to better ensure the preservation, conservation and protection of the natural resources within the Town of Oyster Bay, including but not limited to the Town's marine life, waterways, wetlands, air, soil, wildlife, groundwater, flora and fauna for the benefit of the Town's present and future citizens.

§ 4-144. Definitions and word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Environmental Resources, as chief executive officer of said Department.

DEPARTMENT — The Town of Oyster Bay Department of Environmental Resources.

DEPUTY COMMISSIONER — The Deputy Commissioner of the Town of Oyster Bay Department of Environmental Resources, who shall generally act for and in place of the Commissioner.

ENVIRONMENTAL CONSERVATION OFFICER — Individual who is responsible for overseeing environmental surveillance and enforcement of the environmental protection standards established by the Department, and with the authority to issue summonses for violations as warranted.**[Added 2-10-2004 by L.L. No. 4-2004]**

§ 4-145. Establishment; department head; salary; qualifications.

- A. There shall be in the Town of Oyster Bay a Department of Environmental Resources. The principal executive officer and administrative head of such department shall be the Commissioner of Environmental Resources, who shall be appointed by the Town Board at such salary as may from time to time be fixed by the said Town Board.
- B. The Commissioner of Environmental Resources shall be appointed on the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with Civil Service Law and other applicable laws.

§ 4-146. Deputies.

The Commissioner is empowered herein to appoint two deputies who shall generally act for and

in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-147. Undertakings. [Amended 2-10-2004 by L.L. No. 4-2004]

Before entering upon the duties of his or her office, the Commissioner shall execute and file an official undertaking, if the same shall be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney. Except as otherwise provided for herein, the Commissioner of Environmental Resources shall have charge of the administration of the Department.

§ 4-148. Organization. [Amended 2-10-2004 by L.L. No. 4-2004; 6-26-2018 by L.L. No. 6-2018; 3-15-2022 by L.L. No. 3-2022; 3-15-2022 by L.L. No. 5-2022]

The Commissioner shall have such powers as shall be necessary for the administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. Division of Waterways Conservation;
- B. Division of Environmental Planning and Technical Review;
- C. Division of Environmental Preservation and Conservation;
- D. Division of Environmental Education and Outreach; and
- E. Division of Animal Shelter and Wildlife Rehabilitation.

§ 4-149. Powers and duties. [Amended 2-10-2004 by L.L. No. 4-2004]

- A. The powers and duties of such division therein shall be under the administration, direction and control of the Commissioner of Environmental Resources, and each of said divisions shall be supervised by a division head who shall be designated as superintendent or other appropriate title.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said department and establish, consolidate or abolish any bureau now existing or hereafter created in any such division.

§ 4-150. Enumeration of divisions. [Amended 2-10-2004 by L.L. No. 4-2004; 3-15-2022 by L.L. No. 3-2022; 3-15-2022 by L.L. No. 5-2022]

The divisions are as follows:

- A. Division of waterways conservation. To undertake the creation, implementation and revision of a comprehensive bay management plan, and related activities, including, but not limited to, the following:
 - (1) Shellfish hatchery: to oversee planning and operational activities relative to the shellfish hatchery and shellfish seeding operations.
 - (2) Develop, implement and coordinate programs for water conservation, preservation of the marine environment and marine life.

- (3) Wetlands protection, and wildlife and habitat protection; to develop and assist in the implementation of programs for the proper management of shellfish and marine life; to perform environmental monitoring and to undertake appropriate actions to correct problems or deficiencies encountered, including enforcement activities by an Environmental Conservation Officer as may be warranted.
- B. Division of environmental planning and technical review. To oversee planning activities relating to the protection or enhancement of environmental resources in the Town; to assist Town departments and agencies in obtaining requisite environmental permits; to review and provide comments regarding remediation activities under the purview of federal and state agencies, and to communicate with involved agencies/interested parties on behalf of the Town; to investigate opportunities for grant funding from outside agencies and other sources, and to complete or assist in the completion of applications to procure said funding in order to facilitate projects to advance the environmental goals of the Town;
- (1) To review, analyze, investigate and process all appropriate administrative and technical undertakings pertaining to the environmental impacts of applications presented for approval to the Oyster Bay Town Board or to other Oyster Bay Town agencies, and to submit reports, conclusions and recommendations to said Board or agencies, for their findings and determinations, all in accordance with Chapter 110 of the Oyster Bay Town Code, Article 8 of the Environmental Conservation Law of the State of New York, and Part 617, Title 6 of the State of New York Official Compilation of Codes, Rules and Regulations.
 - (2) To review, analyze, attend public meetings and information sessions, and to provide comments during federal and state designated comment periods on remedial programs, applications, and/or actions within or substantially contiguous to the Town of Oyster Bay that have the potential to impact the environment and suburban quality of life.
 - (3) Conduct environmental review and provide comments on significant projects in neighboring municipalities that have the potential to impact the Town of Oyster Bay.
- C. Division of environmental conservation and preservation. To develop, implement and coordinate programs for the preservation, and protection of lands and existing natural resources and to manage and maintain facilities, equipment and personnel necessary for the proper administration of the above.
- (1) Tree and natural resource preservation; to develop and assist in the implementation of programs for the proper management of the town's tree inventory; to perform environmental monitoring and to undertake appropriate actions to correct problems or deficiencies encountered.
 - (2) Flora and fauna; to develop programs to enhance, restore and preserve the native flora and fauna of the Town.
 - (3) Management of designated town lands that have unique or significant environmental characteristics in terms of their undisturbed nature, natural habitat for native species and animals.
- D. Division of environmental education and outreach. To develop, implement and coordinate environmental education programs for the public and for Town governmental facilities,

including, but not limited to, hazardous substance disposal, natural resource conservation, environmental stewardship, and water quality protection; to address inquiries from the public regarding environmental issues in the Town; to consult with other Town departments on matters of environmental education and public outreach; to coordinate with, and assist and advise other departments and agencies, both inside and outside the Town, in order to ensure that projects undertaken within the Town are environmentally sound.

- E. Division of animal shelter and wildlife rehabilitation. To oversee and manage animal control and shelter operations; to assist in wildlife rehabilitation efforts; and to manage and maintain facilities, equipment and personnel necessary for the proper administration of the above.

§ 4-151. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of the existing or hereafter created divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor. The Commissioner may delegate his authority to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.

§ 4-152. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-153. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-154. Fees.

The Commissioner may establish, subject to Town Board approval, a schedule of fees to be collected by him for the filing in his office or department of any environmental impact statement or similar written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his department and for which he deems it necessary to charge and to collect a fee therefor.⁵

5. Editor's Note: Former § 4-155, Effective date; repealer, which immediately followed this section, was repealed 2-10-2004 by L.L. No. 4-2004.

ARTICLE XV
Department of Public Safety
[Adopted 12-20-2005 by L.L. No. 8-2005]

§ 4-155. Title.

This article shall be known as "Town of Oyster Bay Department of Public Safety."

§ 4-156. Purpose.

The purpose in creating the Department of Public Safety is to better ensure the protection of Town property and the health, safety and welfare of the citizens of the Town of Oyster Bay.

§ 4-157. Definitions; word usage.

A. Word usage.

- (1) Whenever used in this article, words used in the singular include the plural, and vice versa.
- (2) All words used in the present tense include the past and the future tenses.
- (3) Words used in the masculine gender include the feminine and the neuter, and vice versa, unless the natural construction of the wording indicates otherwise.

B. Definitions. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of Public Safety, as chief executive officer of said Department.

DEPARTMENT — The Town of Oyster Bay Department of Public Safety.

DEPUTY COMMISSIONERS — The two Deputy Commissioners of the Town of Oyster Bay Department of Public Safety, who shall act generally for and in place of the Commissioner.

§ 4-158. Establishment of Department; Commissioner of Public Safety.

- A. There shall be in the Town of Oyster Bay a Department of Public Safety. The principal executive officer and administrative head of such Department shall be the Commissioner of Public Safety, who shall be appointed by the Town Board at such salary as may from time to time be fixed by said Town Board.
- B. The Commissioner of Public Safety shall be appointed on the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department, with power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-159. Deputies.

The Commissioner is empowered herein to appoint two Deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by

the provisions of this article, by statute or by other lawful authority.

§ 4-160. Undertaking required of Commissioner.

Before entering upon the duties of his office, the Commissioner shall execute and file an official undertaking if the same shall be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney. Except as otherwise provided for herein, the Commissioner of Public Safety shall have charge of the administration of the Department.

§ 4-161. Organization of Department.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following divisions:

- A. The Division of Security.
- B. The Division of Emergency Management.
- C. The Division of Marine Enforcement.

§ 4-162. Power and duties of divisions.

- A. The powers and duties of such divisions therein shall be under the administration, direction and control of the Commissioner of Public Safety, and each of said divisions shall be supervised by a division head who shall be designated as a superintendent or other appropriate title.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department and establish, consolidate or abolish any bureau now existing or hereafter created in any such division.

§ 4-163. Enumeration of divisions.

The divisions of the Department of Public Safety shall be as follows:

- A. Division of Security. This division, in conjunction with the Nassau County Police Department and the Metropolitan Transportation Authority, shall have the following responsibilities:
 - (1) To patrol and enforce parking regulations of the Town of Oyster Bay and the removal of abandoned vehicles, regarding public streets, public parking lots, railroad stations, Town parks and beaches and other sites so regulated by the parking provision of the Uniform Traffic Code of the Town of Oyster Bay;
 - (2) To furnish, coordinate and maintain security services for the safekeeping of the buildings, properties, parks, facilities and other realty and personal property of the Town of Oyster Bay, as well as railroad stations and the surrounding parking facilities located within the Town; and
 - (3) To perform other duties as may be deemed necessary by the Town Board or the Commissioner of the Department to provide for enforcement and the general security

of the Town government in the proper conduct of Town business.

- B. Division of Emergency Management. The Division of Emergency Management shall actively participate in all phases of emergency management for the Town, including preparedness and response for hurricanes, hazardous materials incidents, and any and all natural or man-made disasters that may affect the Town.
- C. Division of Marine Enforcement. [Amended 6-26-2018 by L.L. No. 6-2018]
 - (1) The Division of Marine Enforcement shall have the following responsibilities:
 - (a) To administer, manage and supervise the operation and control of the personnel, equipment and facilities of the Town's Bay Constables;
 - (b) To perform marine patrol duties and to enforce codes, laws, and ordinances relating to boating safety and traffic and to undertake associated functions in order to ensure the safe and harmonious use of the Town's waterways; and
 - (c) To enforce the provisions of Chapter 241, Waterways, of the Code of the Town of Oyster Bay.
 - (2) The Nassau County Police Department, the Bay Constables of the Department of Public Safety and the Commissioner of the Department of Public Safety or his or her designee are hereby empowered to enforce the provisions of Chapter 241, Waterways, of the Code of the Town of Oyster Bay, and every person operating and/or in charge of a vessel navigating or using the waterways of the Town, or engaging in any activity on the waterways of the Town, shall at all times obey the lawful orders of the members of such Police Department and Town officers, and such officers shall have the right to stop any vessel navigating or using the waterways of the Town for the purpose of enforcing Chapter 241.

§ 4-164. Performance of other duties; delegation of powers.

The Commissioner, acting by and through any of the existing or hereafter-created divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor. The Commissioner may delegate his authority to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.

§ 4-165. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special district or a special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-166. Effect of provisions on powers of Town Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers that may be lawfully exercised by said Supervisor.

§ 4-167. Fees.

The Commissioner may establish, subject to Town Board approval, a schedule of fees to be collected by him for any services rendered in connection with the work of his Department and for which he deems it necessary to charge and to collect a fee therefor.

ARTICLE XVI
(Reserved)⁶

§ 4-168. through § 4-179. (Reserved)

6. Editor's Note: Former Article XVI, Economic Development Department, adopted 11-25-2008 by L.L. No. 13-2008, was repealed 3-15-2022 by L.L. No. 4-2022.

ARTICLE XVII
Sanitation Department⁷
[Adopted 3-15-2022 by L.L. No. 3-2022]

§ 4-180. Title.

This article shall be known as "Town of Oyster Bay Sanitation Department Law."

§ 4-181. Purpose.

The purpose in creating the Sanitation Department is to effectively manage all sanitation collection operations, including, but not limited to, all of the functions relating to garbage and refuse collection throughout the Town of Oyster Bay, to supervise, implement, manage and coordinate all recycling collection programs within the Solid Waste Disposal District, and to inspect, manage, control and monitor all municipal solid waste generated within the Town of Oyster Bay Solid Waste Disposal District.

§ 4-182. Definitions, word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. All words used in the present tense include the past and the future tense. Words used in the masculine gender include the feminine and neuter, and vice-versa, unless the natural construction of the wording indicates otherwise.
- C. As used in this article, the following terms shall have the meanings indicated:

COMMISSIONER — The Commissioner of the Sanitation Department, who shall also be known as the Commissioner of Sanitation, and who shall be the chief executive officer of the Department.

DEPARTMENT — The Town of Oyster Bay Sanitation Department, which shall perform a major function of Town government.

DEPUTY COMMISSIONERS — The two Deputy Commissioners of the Town of Oyster Bay Sanitation Department, who shall generally act for and in place of the Commissioner.

SUPERVISOR — Supervisor of the Town of Oyster Bay.

§ 4-183. Establishment; department head; salary; qualifications.

There shall be in the Town of Oyster Bay a Sanitation Department. The principal executive officer and administrative head of said Department shall be the Commissioner of Sanitation, who shall be appointed by the Town Board at such salary as may from time to time be fixed by the Town Board. The Commissioner shall be appointed on the basis of his administrative experience and qualifications for the duties of such office and such additional standards as may be required by the Town Board. The Commissioner shall be the head of the Department with the power and authority to appoint and remove officers and employees under his jurisdiction in accordance with the Civil Service Law and other applicable laws.

7. Editor's Note: Former Article XVII, Highway Department, adopted 11-25-2008 by L.L. No. 12-2008, was repealed 3-15-2022 by L.L. No. 2-2022.

§ 4-184. Deputies.

The Commissioner is empowered herein to appoint two deputies who shall generally act for and in his behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority.

§ 4-185. Undertakings.

Before entering upon the duties of the office, the Commissioner shall execute and file an official undertaking, if the same shall be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney. Except as otherwise provided for herein, the Commissioner of Sanitation shall have charge of the administration of the Department.

§ 4-186. Organization.

The Commissioner shall have such powers as shall be necessary for the proper administration of the Department consistent with applicable provisions of law. Until such time as the same may be either amended or modified, the Department shall be divided into the following Division(s):

- A. Division of Administration.
- B. Division of Sanitation Collection and Recycling.
- C. Division of Solid Waste.

§ 4-187. General powers and duties.

- A. The powers and duties of each such Division therein shall be under the administration, direction and control of the Commissioner of Sanitation and each such Division shall be supervised by a division head who shall be designated as superintendent or other appropriate title.
- B. The Commissioner may, with the approval of the Town Board, establish, consolidate or abolish any divisions now existing or hereafter created in said Department and establish, consolidate or abolish any bureau now existing or hereafter created in any such division.

§ 4-188. Employees.

The Sanitation Division of the Department of Public Works, existing prior to the enactment of the legislation herein, is hereby transferred in its entirety, including all property, equipment and budgetary appropriations, to the Sanitation Department. The employees of said Division shall be continued as employees in the Sanitation Department with the same classifications, pension and retirement rights and privileges as they had immediately prior to such transfer.

§ 4-189. Enumeration of divisions.

The Divisions of the Sanitation Department shall be as follows:

- A. Division of Administration. To administer, supervise, manage, implement, initiate and direct all matters concerning the Office of Administration of the Sanitation Department. To develop, implement and coordinate public education and community outreach with regard

to recycling and solid waste reduction. To assume responsibility for all personnel records and actions for the Department. To plan and coordinate policies, procedures and programs concerning personnel. To provide, manage and maintain all telephone communication services and permitting processes for the Department. To assume responsibility for accounts and processes for payment of all claims as well as maintaining records of said claims and petty cash. To coordinate data from divisions for preparation of the fiscal budget for the Department. The division head of the Division of Administration acts as liaison for the Commissioner of Sanitation with all divisions and bureaus of the Sanitation Department as well as all departments within the Town of Oyster Bay.

- B. Division of sanitation collection and recycling. To perform, direct and supervise all sanitation collection operations, including, but not limited to, all of the functions relating to garbage and refuse collection, and exercise such powers and perform such duties as are prescribed by local law, ordinance, rules or regulations pertaining to collection and conveyance of garbage and refuse within the Town. This division shall also supervise, implement, manage and coordinate all recycling collection programs within the Solid Waste Disposal District, including residential curbside collection programs and Town government office building recycling projects.
- C. Division of solid waste. To plan, undertake and oversee the daily operations at the Old Bethpage Solid Waste Disposal Complex and any other solid waste management facility or facilities operated now or in the future by the Town; to supervise and manage the weighing, processing, disposal and management of municipal solid waste delivered to the Town; and to inspect, manage, control and monitor all municipal solid waste generated within the Town of Oyster Bay Solid Waste Disposal District.

§ 4-190. Performance of other duties; delegation of powers.

- A. The Commissioner, acting by and through any of the existing or hereafter created divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor. The Commissioner may delegate his authority to or direct any of his duties to be performed to a Deputy Commissioner or head of a division.
- B. The Commissioner is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ private engineers, architects and consultants, or firms practicing such profession, for the purposes of: preparing designs, plans and estimates of structures or projects of any type and character; rendering assistance and advice in connection with any project, whether defined or proposed and under the supervision of the Sanitation Department; and performing administration of the Department.

§ 4-191. Charges against special districts.

All costs and expenses incurred by the Department or its officers or employees on behalf of a special district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-192. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town

Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers, which may be lawfully exercised by said Supervisor.

§ 4-193. Fees.

The Commissioner may establish a schedule of fees to be collected by him for the filing in his office or department of any map or written instrument required to be so filed; the preparation of any copy of a map or written instrument filed in his office or department; for certifying any such map or written instrument; and for any other service rendered in connection with the work of his department and for which he deems it necessary to charge and to collect a fee therefore.

ARTICLE XVIII
Office of the Inspector General
[Adopted 1-9-2018 by L.L. No. 1-2018]

§ 4-194. Title.

This article shall be known as "Town of Oyster Bay Office of the Inspector General."

§ 4-195. Definitions.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. All words used in the present tense include the past and the future tense. Words used in the masculine gender include the feminine and neuter, and vice versa, unless the natural construction of the wording indicates otherwise.
- C. As used in this article, the following terms shall have the meanings indicated:

DEPARTMENT — The Town of Oyster Bay Office of the Inspector General, which shall perform a major function of Town government.

DEPUTY INSPECTOR GENERAL — The Deputy Inspector General of the Town of Oyster Bay Office of the Inspector General, who shall generally act for and in place of the Inspector General.

INSPECTOR GENERAL — The Inspector General shall be the chief executive officer of the Department.

§ 4-196. Establishment; department head; salary; qualifications.

- A. There shall be in the Town of Oyster Bay a department entitled "Office of the Inspector General." The principal executive officer and administrative head of said department shall be the Inspector General, who shall be appointed by the Town Board for a term of three consecutive years, at such salary as may from time to time be fixed by the Town Board.
- B. The Inspector General shall be appointed on the basis of his or her administrative experience and qualifications for the duties of such office as set forth in the job specification approved by the Nassau County Civil Service Commission and such additional standards as may be required by the Town Board.
- C. The Inspector General shall be the head of the department, with power and authority to appoint and remove officers and employees under his or her jurisdiction in accordance with Civil Service Law and other applicable laws.

§ 4-197. Deputy.

The Inspector General is empowered herein to recommend to the Town Board the appointment of one deputy, who shall generally act for and in his or her behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, by statute or by other lawful authority and as set forth in the job specification approved by the Nassau County Civil Service Commission and whose term shall run concurrent with that of the Inspector General.

§ 4-198. Undertakings.

Before entering upon the duties of the office, the Inspector General shall execute and file an official undertaking, if the same shall be required by the Town Board, in such sum as prescribed by the Town Board and in such form as approved by the Town Attorney. Except as otherwise provided for herein, the Inspector General shall have charge of the administration of the department.

§ 4-199. General powers and duties.

- A. The Inspector General shall be responsible for overseeing all aspects of the Town's contracting processes.
- B. The Inspector General shall have power:
 - (1) To hire such assistants within the limits of the appropriation made by the Town Board as he or she deems necessary for the performance of his or her duties in accordance with the Nassau County Civil Service Commission;
 - (2) To examine the records of every Town department, subject to privilege, review the contracting methods and activities of each department and office of the Town as he or she may deem to be in the best interest of the Town and report to the Supervisor and Town Board, and to the Board of Ethics, if applicable, the findings thereon;
 - (3) To standardize the Town's purchasing and contract administration; to review the Town's procurement policy and surplus policy and to suggest any revisions or amendments thereto; and to review all requests for proposals and bid offerings before same are issued.
 - (4) To monitor compliance with all applicable procurement guidelines, policies, and requirements of federal, state and local laws, including the Code of the Town of Oyster Bay and resolutions adopted by the Town Board;
 - (5) To conduct such investigations as he or she deems necessary related to the Town's contracting processes. In conducting investigations, the Inspector General may administer oaths or affirmations and require the production of books or records that he or she deems relevant and material. (Nothing in this section shall be construed to permit the Inspector General to conduct an investigation of himself or herself or of any of his or her staff. If the Inspector General receives a complaint alleging that the Inspector General or any of his or her staff has violated any provision of law, the Inspector General shall promptly transmit to the Board of Ethics a copy of the complaint.) In his or her discretion, after an investigation providing for due process procedural mechanisms and subject to any applicable provisions of law and collective bargaining agreements, the Inspector General may recommend that the Town Board take the following actions:
 - (a) Disciplinary action.
 - (b) Refer the matter to the Town Board of Ethics for consideration.
 - (c) That the Town, after consultation with the Town Attorney, initiate an action in the Supreme Court of the State of New York to obtain monetary damages.

- (d) That the Town, after consultation with the Town Attorney, initiate an action or special proceeding, as appropriate, in the Supreme Court of the State of New York for injunctive relief to enjoin a violation of this Code or to compel compliance with this Code.

§ 4-200. Performance of other duties; delegation of powers.

The Inspector General shall be empowered to perform such other duties and functions that are prescribed to be performed by him or her in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor. The Inspector General may delegate his or her authority to or direct any of his or her duties to be performed to a Deputy Inspector General.

§ 4-201. Charges against special districts.

All costs and expenses incurred by the department or its officers or employees on behalf of a special district or special Town project shall be charged against such district or project and paid from the funds duly appropriated for the purpose of such district or project.

§ 4-202. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers which may be lawfully exercised by said Supervisor.

§ 4-203. Fees.

The Inspector General may establish, subject to Town Board approval, a schedule of fees to be collected for any services rendered in connection with the work of this department and for which he or she deems it necessary to charge and to collect a fee.

ARTICLE XIX
Bureau of Administrative Adjudication
[Adopted 3-7-2023 by L.L. No. 3-2023]

§ 4-204. Title.

This article shall be known as "Town of Oyster Bay Bureau of Administrative Adjudication Law."

§ 4-205. Definitions, word usage.

- A. Whenever used in this article, words used in the singular include the plural and vice versa.
- B. All words used in the present tense include the past and the future tense. Words used in the masculine gender include the feminine and neuter, and vice-versa, unless the natural construction of the wording indicates otherwise.
- C. As used in this article, the following terms shall have the meanings indicated:

ADMINISTRATIVE LAW JUDGES — The Administrative Law Judges, appointed by the Director, who shall have the duties, powers and responsibilities as detailed and set forth in Chapter 14 of the Code of the Town of Oyster Bay.

BUREAU — The Town of Oyster Bay Bureau of Administrative Adjudication, which shall perform all of the functions as detailed and set forth in Chapter 14 of the Code of the Town of Oyster Bay.

DIRECTOR — The chief executive officer of the Bureau shall be the Director who shall be the Chief Administrative Law Judge of the Bureau and shall have all the powers of an administrative law judge pursuant to New York State General Municipal Law Section 381, and whose duties, powers, and responsibilities are set forth in Chapter 14 of the Code of the Town of Oyster Bay.

SUPERVISOR — Supervisor of the Town of Oyster Bay.

§ 4-206. Establishment; department head; salary; qualifications.

There shall be in the Town of Oyster Bay a Bureau of Administrative Adjudication. The principal executive officer and administrative head of said Bureau shall be the Director of the Bureau, who shall be appointed by the Town Supervisor with the advice and consent of the Town Board, for a term of five years, at such salary as may from time to time be fixed by the Town Board. The Director shall be appointed by the Town Supervisor for a term of five years, with the advice and consent of the Town Board. The Director shall be removable only for neglect of duty or misfeasance in office after notice and an opportunity for a hearing. Once appointed and confirmed the Director shall serve until his or her term expires and until his or her successor has been appointed and confirmed. The Director shall devote his or her entire work time to the duties of the office. The Director shall be an attorney in good standing, admitted to practice for at least five years in the State of New York, and shall be knowledgeable on the subject of administrative law and procedure. The Director shall have the power and authority to appoint and remove officers and employees under his or her jurisdiction in accordance with the Civil Service Law and other applicable laws.

§ 4-207. Administrative Law Judges.

The Director is empowered herein to appoint least three Administrative Law Judges who shall be attorneys in good standing admitted to practice in the State of New York for at least three years, and who shall have such other qualifications and serve terms as prescribed by the Director, and who shall generally act for and in his or her behalf and who shall perform such duties as are vested in and imposed upon that office by the provisions of this article, Chapter 14 of the Code of the Town of Oyster Bay, and by statute or by other lawful authority.

§ 4-208. Organization.

The Director shall have such powers as shall be necessary for the proper administration of the Bureau consistent with applicable provisions of law.

§ 4-209. Performance of other duties; delegation of powers.

- A. The Director, acting by and through any of the existing or hereafter created divisions, shall be empowered to perform such other duties and functions that are prescribed to be performed by him or her in any law, ordinance or resolution of the Town Board or lawful directive of the Supervisor. The Director may delegate his or her authority to or direct any of his or her duties to be performed to an administrative law judge of the Bureau.
- B. The Director is hereby authorized and empowered, subject to the prior approval of the Town Board, except that such prior approval will not be required in cases of emergency, to retain and employ such professional service providers (such as court reporters, stenographers, information technology professionals), for the purposes of performing such services as the Director may deem necessary in the administration of the Bureau.

§ 4-210. Powers of Supervisor.

Nothing herein contained shall be construed to delegate or transfer any power of the Town Supervisor contained in §§ 29, 52 and 125 of the Town Law of the State of New York or any other powers, which may be lawfully exercised by said Supervisor.

§ 4-211. Fees.

The Director may establish a schedule of fees to be collected by him for the filing in the Bureau of any motion or other document required to be so filed; the preparation of any written instrument; for certifying any such written instrument; and for any other service rendered in connection with the work of the Bureau and for which he or she deems it necessary to charge and to collect a fee therefore.

Chapter 8

APPEARANCE TICKETS

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 6-12-1979 by L.L. No. 4-1979. Sections 8-1 and 8-2 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Dogs and other animals — See Ch. 103.

Personnel policies — See Ch. 59.

§ 8-1. Town Board to appoint issuers.⁸

Pursuant to the authority vested in the Town Board by Subdivision 4(a) of § 10 of the Municipal Home Rule Law of the State of New York, as amended, the Town Board of the Town of Oyster Bay is hereby empowered to appoint, designate, assign and commission, by resolution, any employee or employees of the Town of Oyster Bay under its jurisdiction to issue summonses or appearance tickets in accordance with Article 150 of the Criminal Procedure Law of the State of New York, as amended, against any person, persons, parties or entities relating to the enforcement of any statute, local law, ordinance, resolution, rule or regulation of the Town of Oyster Bay, and to remove or replace any such personnel, and to promulgate rules and regulations prescribing their activities thereunder, subject, nevertheless, to the written approval thereof of the Supervisor of the Town of Oyster Bay or his designee.

§ 8-2. Dog control enforcement.⁹

Notwithstanding any other provision herein, the Animal Control Officer appointed by the Commissioner of Public Works in accordance with lawful procedures thereon shall be responsible for the enforcement of the provisions of Article 7 of the Agriculture and Markets Law of the State of New York, as amended, and for the enforcement of any other law, rule or regulation pertaining to the control of dogs in the Town of Oyster Bay or in any other area or region authorized thereby by the Town Board.

§ 8-3. Identification of issuers.

The public employees so designated hereunder for the service of summonses or appearance tickets shall be identified, in writing, by name and job title, and a record thereof shall be maintained for public purposes in the office of the Town Clerk of the Town of Oyster Bay.

§ 8-4. Returns of summonses or tickets.

The summons or appearance ticket issued pursuant to this chapter shall be returnable in the District Court of the County of Nassau, Fourth District, Hicksville, New York, and shall be in a

8. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

9. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

form prescribed in accordance with the provisions of the Criminal Procedure Law of the State of New York relating to accusatory instruments.

Chapter 12

BUDGETS, ANNUAL

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 8-25-1970 by L.L. No. 7-1970. Sections 12-2, 12-3 and 12-5 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Comptroller — See Ch. 4, Art. VI.

§ 12-1. Submittal of information.

On or before the first day of July in each year, the Budget Officer shall submit to every administrative officer, board, department and commission of the town and every district therein, except as otherwise provided in § 202-a of the Town Law, statistical information containing the experience of the previous year, the budget appropriations and the fiscal data for the current year.

§ 12-2. Submittal of departmental estimates.¹⁰

On or before September 20 in each year, such respective officers, boards, departments, commissions and districts shall submit to the Budget Officer and to the Comptroller copies of detailed estimates, in writing, to be known as "departmental estimates," of the amount of revenues to be received and expenditures to be made during the next ensuing year.

§ 12-3. Filing of tentative budget.¹¹

On or before September 30 in each year, on the basis of the departmental estimates submitted to the Budget Officer, the Budget Officer shall file, in writing, in the office of the Town Clerk and with the Comptroller his proposed budget to be known as the "tentative budget."

§ 12-4. Presentation of tentative budget.

The Town Clerk shall present the Budget Officer's tentative budget to the Town Board at its next regular or special meeting.

§ 12-5. Town Board review; preliminary budget.¹²

On or before October 5 in each year, the Town Board shall review the departmental estimates and the Budget Officer's tentative budget and shall prepare the preliminary budget and shall file

10. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

11. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

12. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

the same in the office of the Town Clerk.

§ 12-6. Hearing on preliminary budget.

The Town Board shall hold a public hearing on the preliminary budget on or before the Thursday immediately following the general election.

§ 12-7. Adoption of preliminary budget.

The preliminary budget as submitted or amended shall be adopted by resolution of the Town Board not later than November 20 and shall be known as the "annual budget."

§ 12-8. Provisions for annual budget. [Amended 8-10-1971 by L.L. No. 6-1971]

The Town Clerk shall prepare and certify in duplicate a copy of the annual budget as adopted by the Town Board, together with the estimate, if any, adopted pursuant to § 202-a of the Town Law and deliver at least one copy thereof to the Supervisor of the Town. The Supervisor shall present the copy of the annual budget to the Board of Supervisors of Nassau County.

§ 12-9. Copies and distribution of budgets.

Copies of the tentative budget, preliminary budget and annual budget shall be prepared in an amount to be determined by the Town Board and shall be distributed as directed by the Town Board.

§ 12-10. Compliance with other provisions.

In addition to the aforesaid requirements, such respective officers, boards, departments, commissions and districts shall comply with the applicable provisions of law relating to the preparation, processing, filing and adoption of the departmental estimates, tentative budget, preliminary budget and annual budget.

Chapter 14

CIVIL ENFORCEMENT AND ADMINISTRATIVE ADJUDICATION

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 3-7-2023 by L.L. No. 2-2023 Amendments noted where applicable.]

§ 14-1. Legislative intent.

It is the intention of the Town Board of the Town of Oyster Bay to enable the Town Attorney to pursue any necessary relief in a court of competent jurisdiction for violations of the Code of the Town of Oyster Bay ("Town Code"). Civil actions may be necessary to compensate and preserve the rights of the public where criminal sanctions are inadequate. In addition, it is the intention of the Town Board to establish an administrative adjudication hearing procedure for violations of the Town Code under the provisions of Section 380 of the New York State General Municipal Law, and to authorize the Town Attorney to redress applicable code violations utilizing such procedure as deemed appropriate. The establishment of this administrative adjudicative procedure shall in no way limit the authority of the Town Attorney to seek criminal penalties and/or to seek civil relief in the name of the Town in a court of competent jurisdiction as

authorized by law.

§ 14-2. Civil relief.

The Town Attorney is authorized to pursue, in addition, to any criminal penalties set forth in the Town Code or other applicable law, civil relief in a court of competent jurisdiction, including but not limited to compensatory actions, actions in equity, civil monetary penalties or any other civil remedy which in the opinion of the Town Attorney may be deemed necessary under the circumstances. Such civil relief may be sought in a court of competent jurisdiction or before the Bureau of Administrative Adjudication as set forth below whenever permitted by law. Any civil monetary penalty assessed may be added to the tax bill liability of the subject property where the violation occurred.

§ 14-3. Bureau of Administrative Adjudication.

There shall be a Bureau of Administrative Adjudication ("the Bureau") which shall conduct adjudicatory proceedings for all violations of the Town Code relating to conditions which constitute a threat or danger to the public health, safety or welfare. The Bureau is authorized to render decisions and orders and to impose monetary penalties as provided by law for such violations. Such monetary penalties shall be civil in nature. The Bureau shall not have the power to impose criminal penalties or to sentence a person found to have violated the Town Code to a term of imprisonment. In addition, the Bureau shall not have the power to rule on the constitutionality of any provision of the Town Code, any administrative or adjudicatory procedure, or any action taken by an official or employee of the Town of Oyster Bay.

§ 14-4. Definitions.

OFFENSE — As used throughout the Town Code, the term "offense" refers to any conduct in violation of the Town Code for which a sentence to a criminal fine and/or term of imprisonment may be imposed by a judge in a criminal proceeding upon conviction. Notwithstanding the use of the terms "violation" and "notice of violation" in the Town Code, any offense set forth in the Town Code shall be classified as a felony, misdemeanor or violation based on the sentence provided therefor, as set forth in New York State Penal Law § 55.10.

SUMMONS or APPEARANCE TICKET — As used throughout the Town Code, the terms "summons" and "appearance ticket" refer to the manner in which a criminal defendant may be given notice as to the commencement of a criminal proceeding charging an offense against the Town Code, as set forth in New York State Criminal Procedure Law § 1.20(26) and (27).

VIOLATION — For purposes of this chapter and throughout the Town Code, the term "violation" refers to any conduct which fails to comply with the requirements of the Town Code or any other applicable provision of law. The term "notice of violation" refers to the written instrument commencing an adjudicatory proceeding before the Bureau of Administrative Adjudication pursuant to this chapter, as well as to any other document so designated in any other chapter of the Town Code for purposes of providing notice of a code violation.

§ 14-5. Director.

- A. The head of the Bureau shall be the Director who shall be the chief administrative law judge of the Bureau and shall have all the powers of an administrative law judge pursuant to New York State General Municipal Law § 381.

- B. The Director shall be appointed by the Town Supervisor for a term of five years, with the advice and consent of the Town Board. The Director shall be removable only for neglect of duty or misfeasance in office after notice and an opportunity for a hearing. Once appointed and confirmed the Director shall serve until his or her term expires and until his or her successor has been appointed and confirmed. The Director shall devote his or her entire work time to the duties of the office.
- C. The Director shall be an attorney in good standing, admitted to practice for at least five years in the State of New York, and shall be knowledgeable on the subject of administrative law and procedure.
- D. The Director shall have the power to adopt, and shall adopt, rules for the conduct of adjudicatory proceedings by the Bureau consistent with this chapter. Such rules shall include, but not be limited to, uniform rules of practice, standards for expedited and uncontested proceedings, standards for the assignment of administrative law judges and their removal from cases, and standards for the maintenance of records.
- E. To the extent permitted by law, the Director shall publish and make available to the public all significant decisions rendered by administrative law judges and all decisions rendered by the administrative appeals panel.
- F. The Director shall develop and implement a program of evaluation to aid in the performance of his or her duties and to assist in the making of promotions, demotions or removals, as set forth in New York State General Municipal Law § 381(d).
- G. The Director shall develop and maintain a program for the continuing training and education of administrative law judges and ancillary personnel.
- H. The Director shall collect, compile, and publish statistics and other data with respect to the operation and duties of the Bureau and submit annually to the Town Supervisor, the Town Board, and make available to the public a report on such operations, as set forth in New York State General Municipal Law § 381(f).
- I. The Director shall study the subject of administrative adjudication in all aspects, and shall develop programs including alternate dispute resolution and preliminary or prehearing conferences or mediation which would promote the goals of fairness, uniformity and cost-effectiveness.

§ 14-6. Administrative law judges.

- A. The Director shall appoint at least three and no more than seven administrative law judges who shall be attorneys in good standing admitted to practice in the State of New York for at least three years, and who shall have such other qualifications and serve terms as prescribed by the Director.
- B. Except as otherwise provided by law, in the conduct of an adjudication an administrative law judge may:
 - (1) Hold conferences for the settlement or simplification of the issues, provided that the settlement and dismissal of proceedings shall be in accordance with the rules of the Director;
 - (2) Administer oaths and affirmations, examine witnesses, rule upon offers of proof,

- receive evidence, and oversee, regulate, order and enforce such discovery as is appropriate under the circumstances;
- (3) Upon motion of any party including an agency, or upon the administrative law judge's own motion with consent of the respondent, subpoena the attendance of witnesses and the production of books, records, or other information;
 - (4) Regulate the course of the hearing in accordance with the rules of the Director or other applicable law;
 - (5) Rule on procedural requests or similar matters;
 - (6) Make final findings of fact and final decisions, determinations or orders;
 - (7) Impose monetary penalties as provided by law for each violation; and
 - (8) Take any other action authorized by law.
- C. An administrative law judge may not order the arrest or detention of any person, nor may an administrative law judge deprive any person of a right to counsel.
- D. An administrative law judge shall not participate in any proceeding to which he or she is a party, in which he or she has been attorney, counsel or representative, if he or she is related by consanguinity or affinity to any party to the controversy within the sixth degree, or where such participation is otherwise prohibited by law. Administrative law judges shall insure that all hearings are conducted in a fair and impartial manner. Administrative law judges shall maintain the dignity appropriate to their office and act in a manner consistent with fairness, integrity, and impartiality.
- E. An administrative law judge may consult on questions of law and ministerial matters with other administrative law judges and the support staff of the Bureau, provided that such Bureau personnel have not been engaged in functions in connection with the adjudicatory proceeding under consideration or a factually related proceeding. In all other respects, unless otherwise authorized by law, an administrative law judge shall not communicate in connection with any issue that relates in any way to the merits of a proceeding pending before the administrative law judge with any person, except upon notice and opportunity for all parties to participate.
- F. An administrative law judge, including the Director, shall not hold an office or executive position or act as a committee member in any political party or organization; shall not manage or work for any political campaign, whether as a paid employee or volunteer; shall not endorse or in any other way advertise his or her support for or opposition to any political party or organization or candidate for public office; and shall not make any financial contribution, attend any fundraiser, or otherwise solicit funds for or against any political organization or party or any candidate for public office. Notwithstanding the foregoing, an administrative law judge who is a candidate for public election or appointment to judicial office may participate in his or her own campaign for judicial office to the same extent as provided in 22 NYCRR § 100.5(A)(2) and may contribute to his or her own campaign as permitted under the New York State Election Law.
- G. In addition to the foregoing, administrative law judges are subject to the ethics requirements set forth in Chapter 30 of this Code, including the Code of Conduct and the financial disclosure requirements set forth therein.

§ 14-7. Commencement of proceedings.

- A. Adjudicatory proceedings shall be commenced by the service of a notice of violation. Every notice of violation shall identify the provision of law charged and shall set forth the factual basis for the violation. Where the notice of violation does not contain this information, it shall be dismissed at the request of the respondent, or the administrative law judge may dismiss the notice of violation upon his or her own motion.
- B. The notice of violation shall contain information advising the person charged of the manner and the time in which such person may either admit or deny the violation charged, the procedure for which shall be set forth in the rules of the Director. Every notice of violation shall also contain a warning to advise the person charged that failure to respond in the manner and time stated in the notice may result in a default decision and order being entered against such person.
- C. The notice of violation shall be served in the same manner as is prescribed for service of process by Article III of the New York State Civil Practice Law and Rules or Article III of the New York State Business Corporation Law, except that:
 - (1) Service of a notice of violation may be made by delivering such notice to a person employed by the respondent a) to work on the premises the occupancy of which caused such violation, or b) at the premises at which the respondent actually conducts the business the operation of which gave rise to the violation, or c) at the site of the work with respect to which the violation occurred; or d) at the place at which the violation occurred;
 - (2) Service of a notice of violation may be made by certified mail, return receipt requested;
 - (3) A notice of violation of any code or ordinance relating to the prevention of noise pollution caused by an audible motor vehicle burglar alarm or related to the parking, stopping or standing of a motor vehicle may be served upon the owner of such motor vehicle by affixing such notice to such vehicle in a conspicuous place.
- D. Proof of service made pursuant to this chapter shall be filed with the Bureau and, where service is made by certified mail, shall include the return receipt evidencing receipt of the notice served by mail. Service shall be complete 10 days after such filing.
- E. Where service of a notice of violation is not made in a manner authorized by law for the violation charged, it shall be dismissed at the request of the respondent, or the administrative law judge may dismiss the notice of violation upon his or her own motion.
- F. The original or a copy of the notice of violation shall be filed and retained by the Bureau and shall be deemed a record kept in the ordinary course of business.

§ 14-8. Adjudicatory hearings.

- A. All hearings shall be held in the Town of Oyster Bay during regular business hours at such place as the Director shall designate from time to time. The adjudication of a charge of a violation shall be by way of a hearing before an administrative law judge or the Director, as Chief Administrative Law Judge. However, in accordance with the rules of the Director, in certain circumstances where the respondent has admitted the violation charged and paid

the applicable monetary penalty and surcharge for administrative costs, the respondent need not appear for a hearing before an administrative law judge.

- B. The Town Attorney has the burden of proving any charge of a violation by a preponderance of the evidence. In that regard, the notice of violation, if sworn to or affirmed, shall be prima facie evidence of the facts contained therein. The notice of violation shall constitute the testimony of the signator and, when filed with the Bureau, shall be admitted into evidence as such testimony at any hearing on the violation charged. Every such notice of violation shall state whether the facts set forth therein are known personally to the signator, and if the facts are not so known the notice of violation shall specifically identify the source of knowledge of such facts. If the respondent disputes the facts stated in the notice of violation, the administrative law judge, where appropriate, may reject the signator's facts, accept facts the respondent offers, or direct the signator's appearance.
- C. The respondent may be represented by legal counsel. The respondent shall be given an opportunity to present written argument on issues of law and to present evidence and argument on issues of fact. All testimony shall be given under oath or affirmation.
- D. The administrative law judge may, in his or her discretion or at the request of the respondent, on a showing of good cause, subpoena the attendance of witnesses and/or the production of relevant books, records or other information.
- E. A record shall be made of every hearing either by stenographic recording or by mechanical or electronic method as the Director shall determine. A transcript of such record shall be supplied to the respondent upon application and the payment of a transcription fee.

§ 14-9. Final decisions and judgments.

- A. After the conclusion of the hearing, the administrative law judge shall make final findings of fact, and a final decision or order with respect to the charge of a violation. All such findings of fact, decisions and orders shall be written, and shall be rendered in an expeditious manner.
- B. Where the charge of a violation has been sustained, the administrative law judge shall impose a monetary penalty within the range of monetary penalties authorized by the applicable provision of the Town Code. However, the administrative law judge shall have the discretion, which shall rarely be exercised, to waive the imposition of a monetary penalty in extraordinary circumstances upon good cause shown.
- C. Where the charge of a violation has been sustained, there shall be levied, in addition to the monetary penalty, a mandatory surcharge for administrative costs in an amount to be determined by the Director; provided that the surcharge may be waived in the event that a judgment is to be entered, or litigation is to be commenced, in the Nassau County District Court pursuant to Subsection D and E below, and the imposition of the surcharge would cause the judgment or claim amount to exceed the District Court's jurisdictional limit.
- D. A final decision and order of an administrative law judge imposing a monetary penalty and assessing a surcharge for administrative costs, whether the adjudication was held by hearing or upon default or otherwise, shall constitute a judgment rendered by the Bureau against the respondent which may be entered in the Nassau County District Court, or any other place for the entry of judgments within the State of New York, and may be enforced against the respondent and his, her or its property without court proceedings in the same

manner as the enforcement of money judgments entered in civil actions; provided however that no such judgment shall be entered in the Nassau County District Court which exceeds its jurisdictional limit.

- E. In addition to the enforcement procedure set forth in Subsection D above, any decision or order rendered by the Bureau may be enforced by the commencement of an action or proceeding for the recovery of monies due and owing in a court of competent jurisdiction by or on behalf of the Town Attorney in the name of the Town of Oyster Bay.
- F. Any unpaid judgment related to a violation on a property in the Town of Oyster Bay shall become a lien on said property subject to the collection as a tax thereon.

§ 14-10. Default judgments.

- A. Where a respondent has failed to plead within the time allowed by the rules adopted by the Director regarding the conduct of adjudicatory proceedings before the Bureau, or has failed to appear on the designated hearing date or subsequent date following an adjournment, such failure to plead or appear shall be deemed, for all purposes, to be an admission of liability and shall be grounds for rendering a default decision and order imposing as a monetary penalty the maximum amount prescribed under law for the violation charged. The default decision and order may be enforced pursuant to § 14-9D or E.
- B. In addition to imposing the maximum monetary penalty prescribed by law, a default decision and order shall impose a mandatory surcharge for administrative costs in an amount to be determined by the Director, provided that the surcharge may be waived in the event that a judgment is to be entered, or litigation is to be commenced, in the Nassau County District Court pursuant to Subsection D and E, and the imposition of the surcharge would cause the judgment or claim amount to exceed the District Court's jurisdictional limit.
- C. A default decision and order may be opened within one year of its issuance, upon written application showing excusable default and a defense to the charge; a default decision and order may thereafter be opened in the discretion of the Director only upon written application showing excusable default, a defense to the charge, and good cause for the delay.
- D. Notwithstanding the foregoing, before a default decision and order may be enforced pursuant to § 14-9D or E, the Bureau must have notified the respondent by first class mail in such form as the Director may require: 1) of the default decision and order and the penalty and surcharge imposed; 2) that the default decision and order may be entered as a judgment in the Nassau County District Court or otherwise enforced as authorized by law; and 3) that any such enforcement may be avoided by requesting a stay of default for good cause shown and by either scheduling an appearance or entering a plea in the manner set forth in the notice of violation within 30 days of the mailing of such notice.

§ 14-11. Administrative appeal.

- A. There shall be one or more administrative appeals panels within the Bureau. Each panel shall consist of three administrative law judges. In no event shall the administrative law judge from whom such appeal of a decision, determination or order is taken be included in the panel determining such appeal. Administrative law judges serving on the administrative

appeals panel shall not regularly conduct administrative hearings, but shall serve primarily as administrative appeals panel members.

- B. A respondent may appeal, on the facts and/or the law, a final decision, final determination or final order. An agency of the Town of Oyster Bay aggrieved by a final decision, final determination or final order may appeal on the law, but only after notice to the respondent and a finding by the appeals panel that the issue upon which the agency seeks to appeal is significant and affects the agency's legitimate enforcement functions.
- C. Upon rendering a final decision, making a final determination or issuing a final order adverse to the respondent, the administrative law judge shall provide the respondent with a form notice of appeal and shall explain to the respondent in writing 1) the method of filing the notice and the applicable time limits; 2) the requirements set forth below concerning the payment of the applicable penalty and surcharge or the posting of a bond pending appeal, including the right to request exemption therefrom; and 3) that no further court challenge is permitted by law unless an administrative appeal is taken.
- D. A notice of appeal shall be filed with the appeals panel within 30 days of the entry of such decision, determination or order.
- E. For good cause shown, the administrative appeals panel may permit the filing of a notice of appeal after the thirty-day period.
- F. The appeals panel shall have the power to review the record and the findings of the administrative law judge and may reverse, modify or remand any such decision, determination or order appealed therefrom.
- G. Except as otherwise provided in this subdivision, no appeal of a decision, determination or order of an administrative law judge imposing a monetary penalty shall be decided unless such penalty and the applicable surcharge for administrative costs are paid or a cash or recognized surety company bond is posted in the full amount of such monetary penalty and administrative surcharge. However, no such payment or posting of such bond is required where the respondent is the holder of a current license or permit for the operation of a business issued by the Town of Oyster Bay. Upon a showing of undue hardship or where justice may require, the administrative law judge who decided the case or the appellate panel to which the appeal is assigned may order that the appeal shall be decided without requiring such payment or posting of such bond.
- H. The determination of the appeals panel shall be rendered within 90 days after the submission of all relevant papers to the panel.
- I. The determination of the appeals panel shall be the final determination of the Bureau for the purposes of review pursuant to Article 78 of the New York State Civil Practice Law and Rules.
- J. Where the respondent prevails on administrative appeal or after judicial review pursuant to Article 78 of the New York State Civil Practice Law and Rules, any monetary penalty and surcharge paid to the Town of Oyster Bay shall be returned with interest at the rate set by the New York State Supreme Court of Nassau County.

§ 14-12. Judicial enforcement.

Any order or subpoena or any final decision or determination rendered by an administrative law judge or the appeals panel shall be subject to enforcement in an action or proceeding commenced in a court of competent jurisdiction by the prevailing party including the Town of Oyster Bay.

§ 14-13. Restriction on collateral use.

Decisions, determination and orders issued by an administrative law judge or the appeals panel shall not be cited, and shall not be considered precedent nor be given any force or effect in any criminal proceeding.

Chapter 16**CIVIL SERVICE**

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay as Ch. 2, Art. II, Div. 2, of the 1971 Code. Amendments noted where applicable.]

§ 16-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

LABOR CLASS — Of the classified civil service, shall include unskilled laborers and all positions listed in Appendix D of the Rules of the Nassau County Civil Service Commission, as amended.

NONCOMPETITIVE CLASS — Of the classified civil service, shall include all employees and positions not included in the exempt or the labor classes, for which positions, the County Civil Service Commission has not found or does not find it to be practicable to determine the merit and fitness of applicants by competitive examinations, such positions being specifically named in Appendix B of the Rules of the Nassau County Civil Service Commission, as amended.

PERSONNEL OFFICE — The Personnel Division, office of the Town Supervisor or such other division, office or department as may hereafter be established or designated by the Town Board for the purpose of handling matters relating to personnel.

§ 16-2. Legislative findings.

The Town Board declares and finds that the application and development of the concept of civil service in relating to local municipal government has worked to the benefit of the public, the administration of good government and the welfare of public employees and that, in furtherance of these aims and in the interest of continuing to attract qualified people into the employment of the town, the benefits and protections now afforded by the Civil Service Law of the state to employees in the competitive class of the classified service, with respect to removal and disciplinary action, ought to be extended also to employees of the town in the noncompetitive and labor classes of the classified service.

§ 16-3. Probationary period; report.

- A. Each original appointment or employment hereafter made in the noncompetitive or labor classes shall be for a probationary period of six months, pursuant to the provisions of Rule XIX of the Rules of the Nassau County Civil Service Commission.

B. The written report on the probationer's services required under Rule XIX, Section 8, of the rules adopted in Subsection A shall be made on forms to be supplied by the Personnel Office and shall be filed in the office of the Town Clerk and the Personnel Office and shall thereupon be submitted to the Town Board for appropriate action in the form either of permanent appointment or termination of employment.

§ 16-4. Removal of employees.

No person who shall have attained the status of a permanent employee in the noncompetitive or labor classes, pursuant to the provisions of this chapter and Rule XIX of the Rules of the Nassau County Civil Service Commission, shall be removed from his position or employment or otherwise subjected to any disciplinary penalty except in compliance with the provisions of § 75 of the Civil Service Law of the State of New York and Rule XXVI of the Rules of the Nassau County Civil Service Commission.

§ 16-5. Hearing officer.

For the purpose of holding the hearings prescribed by § 75 of the Civil Service Law, the Town Board shall designate the Supervisor or other town officer or employee, as may be designated by the Supervisor, in writing.

Chapter 20

CONTINUITY OF GOVERNMENT

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Appendix B of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Personnel policies — See Ch. 59.

Civil service — See Ch. 16.

§ 20-1. Definitions.

As used in this chapter, the following terms shall mean and include:

ATTACK — Any attack, actual or imminent, or series of attacks by an enemy or foreign nation upon the United States, causing, or which may cause substantial damage or injury to civilian property or persons in the United States in any manner by sabotage or by the use of bombs, shell fire or nuclear, radiological, chemical, bacteriological or biological means or other weapons or processes.

DULY AUTHORIZED DEPUTY — A person authorized to perform all the powers and duties of a public office in the event that the office is vacant or at such times as it lacks administration due to the death, absence or disability of the incumbent officer, where such authorization is provided pursuant to the provisions of any general or special law other than the sections of law pursuant to which this chapter is adopted.

EMERGENCY INTERIM SUCCESSOR — A person designated pursuant to this chapter for possible temporary succession to the powers and duties, but not the office, of a town officer in the event that neither such officer nor any duly authorized deputy is able due to death, absence from the town or other physical, mental or legal reasons to perform the powers and duties of the office.

PUBLIC DISASTER — A disaster, catastrophe or emergency, actual or imminent, of such unusual proportions or extent that a substantial number of the residents of the town either sustain injury, become ill, are infected with disease, have their lives imperiled, are killed or die as the result of injury, disease or exposure or the property of a substantial number of such residents is imperiled, damaged or destroyed, and it is necessary and essential in the interest of public safety, health and welfare that the continuity of the government of the town be assured in order that it be enabled to function properly and efficiently and to exercise its essential powers in meeting emergency conditions. Such disasters, catastrophes and emergencies may include, but shall not be limited to, conflagrations, explosions, earthquakes or other convulsions of nature, floods, tidal waves, pestilence, riots, insurrections, storms, prolonged failure of electric power or essential transportation services or any incident or occurrence which causes or threatens to cause danger to life, health or property from exposure to noxious materials or radiation.

TOWN — The Town of Oyster Bay.

§ 20-2. Succession provisions.

- A. **Elective officers.** Within 30 days following the effective date of this chapter and thereafter within 30 days after any elective officer shall first enter upon the duties of his office, the Town Board shall designate, in addition to any duly authorized deputy of such officer, such number of interim successors to the powers and duties of such office and specify their rank in order of succession after any duly authorized deputy so that there will be not fewer than three duly authorized deputies or emergency interim successors, or combination thereof, to perform the powers and duties of the office.
- B. **Appointive officers.** The Town Board shall, within the time specified in Subsection A of this section, in addition to any duly authorized deputy, designate for each such appointive officer such number of emergency interim successors to such officers and specify their rank in order of succession after any duly authorized deputy so that there will be not fewer than three duly authorized deputies or emergency interim successors, or combination thereof, for each such officer.
- C. **Review of designations.** The Town Board shall from time to time review and, as necessary, promptly revise the designations of emergency interim successors to ensure that at all times there are at least three duly authorized deputies or emergency interim successors, or combination thereof, for each elective and appointive officer of the town.
- D. **Qualifications.** No person shall be designated to, nor serve as, an emergency interim successor unless he is legally qualified to hold the office of the person to whose powers and duties he is designated to succeed, but no person shall be disqualified as an emergency interim successor only because he holds another town office.
- E. **Status of emergency interim successor.** A person designated as an emergency interim successor shall hold that designation at the pleasure of the Town Board, and such a designation shall remain effective until replaced by another by the authorized designator.

F. Compensation. An emergency interim successor shall serve without salary, unless otherwise provided by ordinance or resolution. He shall, however, be entitled to reimbursement for actual expenses necessarily incurred in the performance of his powers and duties.

G. If, in the event of an attack or a public disaster, an officer described in Subsection A or B of this section or his duly authorized deputy, if any, is unable due to death, absence from the town or other physical, mental or legal reasons to perform the powers and duties of the office, the emergency interim successor of such officer, highest in rank in order of succession, who is able to perform the powers and duties of the office shall, except for the power and duty to discharge or replace duly authorized deputies and emergency interim successors of such officer, perform the powers and duties of such officer. An emergency interim successor shall perform such powers and duties only until such time as the lawful incumbent officer or his duly authorized deputy, if any, or an emergency interim successor higher in rank in order of succession resumes the office or undertakes the performance of the powers and duties of the office, as the case may be, or until, where an actual vacancy exists, a successor is duly elected or appointed to fill such vacancy and qualifies as provided by law.

§ 20-3. Recording and publication of designations.

The name, address and rank in order of succession of each duly authorized deputy and emergency interim successor shall be filed with the Town Clerk, and each designation, replacement or change in order of succession of any emergency interim successor shall become effective when the designator files with such Clerk the successor's name, address and rank in order of such succession. Such Clerk shall keep an up-to-date file of all such data regarding duly authorized deputies and emergency interim successors and the same shall be open to public inspection. The Clerk shall notify, in writing, each designated person of the filing of his name as an emergency interim successor and his rank in order of succession and also shall notify, in writing, any person previously designated who is replaced or whose place in order of succession is changed.

§ 20-4. Qualifications for office.

At the time of their designation or as soon thereafter as possible, emergency interim successors shall take such oath and do such other things, if any, as may be required to qualify them to perform the powers and duties of the office to which they may succeed.

§ 20-5. Suspension of quorum requirements.

In the event of an attack or a public disaster, the Supervisor, or his duly authorized deputy or emergency interim successor performing his powers and duties, may suspend quorum requirements for the Town Board. If quorum requirements are suspended, any ordinance, resolution or other action requiring enactment, adoption or approval by an affirmative vote of a specified proportion of members may be enacted, adopted or approved by the affirmative vote of the specified proportion of those voting thereon.

§ 20-6. Succession to Supervisorship.

Any provision of this chapter to the contrary notwithstanding, the persons holding the following offices shall assume the powers and duties of the office of Supervisor, as emergency interim

successor, in the events described in § 20-2G hereof, in the following order of succession: First, the Deputy Supervisor and then, successively, in the order of seniority, the Councilmen.

Chapter 22

DEFENSE AND INDEMNIFICATION OF OFFICERS AND EMPLOYEES

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 6-24-1980 by L.L. No. 5-1980. Section 22-8 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Code of Ethics — See Ch. 30.

Civil service — See Ch. 16.

Personnel policies — See Ch. 59.

§ 22-1. Definitions.

As used in this chapter, unless the context otherwise requires, the following terms shall have the meanings indicated:

EMPLOYEE — Any person holding a position by election, appointment or employment in the service of the town, whether or not compensated, or a volunteer expressly authorized to participate in a town-sponsored volunteer program, but shall not include an independent contractor. The term "employee" shall include members of all boards and commissions of the town. The term "employee" shall also include a former employee, his estate or judicially appointed personal representative.

§ 22-2. Town to provide defense.

Upon compliance by the employee with the provisions of § 22-4 of this chapter, the town shall provide for the defense of the employee in any civil action or proceeding in any state or federal court arising out of any alleged act or omission which occurred or is alleged in the complaint to have occurred while the employee was exercising or performing, or, in good faith, purporting to exercise or perform his powers and duties within the scope of his public employment, including but not limited to any action which is brought to enforce a provision of Section 1981 or 1983 of Title 42 of the United States Code. This duty to provide for a defense shall not arise where such civil action or proceeding is brought by or on behalf of the town.

§ 22-3. Representation by Town Attorney.

Subject to the conditions set forth in § 22-2 of this chapter, the employee shall be entitled to be represented by the Town Attorney; provided, however, that the employee shall be entitled to representation by private counsel of his choice in any civil judicial proceeding whenever the Town Board determines, based upon the recommendation of the Town Attorney pursuant to his investigation and review of the facts and circumstances of the case that representation by the Town Attorney would be inappropriate, or whenever a court of competent jurisdiction, upon appropriate motion or by a special proceeding, determines that a conflict of interest

exists and that the employee is entitled to be represented by private counsel of his choice. The Town Attorney shall notify the employee, in writing, of such determination that the employee is entitled to be represented by private counsel. The Town Board, upon recommendation of the Town Attorney, may require as a condition to payment of the fees and expenses of such representation, that appropriate groups of such employees be represented by the same counsel. If the Town Board determines that the employee or group of employees is entitled to representation by private counsel under the provisions of this chapter, the Town Clerk shall so certify to the Comptroller. Reasonable attorneys' fees and litigation expenses shall be paid by the town to such private counsel from time to time during the pendency of the civil action or proceeding, subject to certification that the employee is entitled to representation under the terms and conditions of this chapter by the head of the department, commission, division, office or agency in which such employee is employed, upon approval of the Town Attorney and upon audit of the Comptroller. Any dispute with respect to representation of multiple employees by a single counsel or the amount of litigation expenses or the reasonableness of attorneys' fees shall be resolved by the court upon motion or by way of a special proceeding.

§ 22-4. Determination of entitlement to defense.

Where the employee delivers process and a request for a defense to the Town Attorney, as required by § 22-8 of this chapter, the Town Attorney shall take the necessary steps, including, if appropriate, the temporary retention of private counsel on behalf of the employee, to avoid entry of a default judgment pending resolution by the Town Board of any question pertaining to the obligation of the town to provide for a defense of the employee. The Town Attorney shall then undertake an inquiry and review of the facts and circumstances of the case and forward his findings and recommendations to the Town Board. The Town Attorney shall forward therewith estimates as to what the costs would be if defense of the case were undertaken by the retention of private counsel. The Town Board shall then determine whether the employee is entitled to a defense by the town pursuant to § 22-2 of this chapter. If the Town Board determines that the employee is so entitled to a defense, then the Town Board shall make a determination regarding any questions as to the retention of private counsel pursuant to § 22-3 of this chapter. If the Town Board determines that defense of the case by retention of private counsel is appropriate, then said determination shall include, but not be limited to, an estimate of the costs of such retention and defense. The Town Board may, from time to time, upon recommendation of the Town Attorney, review and reassess determinations made under this section based on additional evidence or later developments in the case.

§ 22-5. Indemnification procedures.

The town shall indemnify and save harmless its employees in the amount of any judgment obtained against such employees in any state or federal court, or in the amount of any settlement of a claim, provided that the act or omission from which such judgment or settlement arose, occurred while the employee was exercising or performing, or, in good faith purporting to exercise or perform his powers and duties within the scope of his public employment; the duty to indemnify and save harmless prescribed by this section shall not arise where the injury or damage resulted from ultra vires acts or recklessness on the part of the employee.

§ 22-6. Private counsels; proposed settlements.

An employee represented by private counsel shall cause to be submitted to the head of the department, commission, division, office or agency in which he is employed, any proposed

settlement which may be subject to indemnification by the town and, if not inconsistent with the provisions of this chapter, such head of the department, commission, division, office or agency in which he is employed shall certify such proposed settlement and submit such proposed settlement and certification to the Town Attorney. The Town Attorney shall review such proposed settlement as to form and amount, and shall give his recommendation of approval to the Town Board if, in his judgment, the settlement is in the best interest of the town. The Town Board shall review such proposed settlement, together with the certification aforesaid and the recommendation of the Town Attorney and shall approve such proposed settlement if it determines it to be in the best interest of the town. Nothing in this section shall be construed to authorize the town to indemnify or save harmless any employee with respect to a settlement not so reviewed and approved by the Town Attorney and approved by the Town Board.

§ 22-7. Actions upon judgment or settlement.

Upon entry of a final judgment against the employee or upon the settlement of the claim, the employee shall cause to be served a copy of such judgment or settlement, personally or by certified or registered mail within 30 days of the date of entry or settlement, upon the head of the department, commission, division, office or agency in which he is employed; and if not inconsistent with the provisions of this chapter, such judgment or settlement shall be certified for payment by such head of the department commission, division, office or agency. If the Town Attorney concurs in such certification, the judgment or settlement shall be paid upon the audit by the Comptroller.

§ 22-8. Conditions for defense or indemnification.¹³

The duty to defend or indemnify and save harmless prescribed by this chapter shall be conditioned upon delivery to the Town Attorney by the employee of the original or a copy of any summons, complaint, process, notice, demand or pleading within 10 days after he is served with such document, and the full cooperation of the employee in the defense of such action or proceeding and in defense of any action or proceeding against the town, based upon the same act or omission, and in the prosecution of any appeal. Such delivery shall be deemed a request by the employee that the town provide for his defense pursuant to this chapter.

§ 22-9. Applicability; construal of provisions; effect on statute.

- A. The benefits of this chapter shall inure only to employees as defined herein and shall not enlarge or diminish the rights of any other party nor shall any provision of this chapter be construed to affect, alter or repeal any provision of the Workers' Compensation Law.
- B. This chapter shall not in any way affect the obligation of any claimant to give notice to the town under § 50-e of the General Municipal Law or any other provision of law.
- C. The provisions of this chapter shall not be construed to impair, alter, limit or modify the rights and obligations of any insurer under any policy of insurance.
- D. The provisions of this chapter shall apply to all actions and proceedings pending upon the effective date thereof or thereafter instituted.
- E. Except as otherwise specifically provided in this chapter, the provisions of this chapter

13. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

shall not be construed in any way to impair, alter, limit, modify, abrogate or restrict any immunity available to or conferred upon any unit, entity, officer or employee of the town or any other level of government or any right to defense and/or indemnification provided for any governmental officer or employee, by, in accordance with, or by reason of, any other provisions of town, state, county or federal statutory or common law.

§ 22-10. Severability.

If any provisions of this chapter or the application thereof to any person or circumstance be held unconstitutional or invalid, in whole or in part, of any court of competent jurisdiction, such holding of unconstitutionality or invalidity shall in no way affect or impair any other provision of this chapter or the application of any such provision to any other person or circumstance.

Chapter 26

ELECTIONS

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay; Art. I, 3-10-1987 by L.L. No. 2-1987; Art. II, 3-10-1987 by L.L. No. 3-1987. Amendments noted where applicable.]

ARTICLE I
Special Elections Upon Petition
[Adopted 3-10-1987 by L.L. No. 2-1987]

§ 26-1. Title; when effective.

This Article shall be known as a "local law to amend the Town Law in relation to the time of holding an election upon proposition in the Town of Oyster Bay" and shall go into effect immediately upon filing with the Secretary of State.

§ 26-2. Amendments to Town Law.

Section 81 of the Town Law, Subdivision 4, first paragraph, as amended, is hereby amended in its application to the Town of Oyster Bay, New York, to read as follows:

§ 81. Election upon proposition.

4. Such petition shall be subscribed and authenticated no earlier than 150 days prior to the filing of said petition with the Town Clerk in the manner provided by the Election Law for the subscription and authentication of nominating petitions by qualified electors of the town, registered to vote therein, in number equal to at least 5% of the total votes cast for governor in said town at the last general election held for the election of state officers, but such number shall not be less than 100. If such a petition be filed in the office of the Town Clerk in a calendar year that a biennial town election is scheduled, but not less than 120 days prior to such election, the proposition shall be submitted at such biennial election. If a petition be presented at any other time, a special election shall be called to be held not less than 120 days, nor more than one 180 days after the filing of such petition.

ARTICLE II
Ward System
[Adopted 3-10-1987 by L.L. No. 3-1987]

§ 26-3. Title; when effective.

This Article shall be known as a "local law to amend the Town Law in relation to the ward system for the election of Councilmen in the Town of Oyster Bay" and shall go into effect immediately upon filing with the Secretary of State.

§ 26-4. Amendments to Town Law.

Subdivision 1 of § 85 of the Town Law is hereby amended in its application to the Town of Oyster Bay, New York, to read as follows:

§ 85. Ward system for election of Councilmen.

1. Whenever a proposition shall have been adopted in the town for the establishment of the ward system and the election thereafter of one Councilman from each ward, the Town Board shall divide the town into six wards and fix the boundaries thereof. The division shall be so made that the number of inhabitants in each ward, based upon the last regular federal census, shall be substantially equal, with wards composed of convenient and contiguous territory in as compact form as practicable. No election district heretofore or hereinafter created under the Election Law shall contain parts of two or more wards. The Town Board shall make appropriate revisions of the boundaries of the wards so that they shall contain substantially equal number of inhabitants not later than six months after the publication of the results of a regular federal census which indicates the districts do not contain substantially equal number of inhabitants. When the Town Board shall have finally determined the boundaries of the ward, it shall cause a map of the town to be prepared showing in detail the location of each ward and the boundaries thereof. The original map so made shall be filed in the office of the Town Clerk and copies thereof shall be filed in the offices of the County Clerk and the Board of Elections of Nassau County. The ward system shall be deemed established after such filing is complete. At the first biennial town election held not less than 120 days after a ward system shall have been so established, successors to the Town Councilmen whose terms are expiring shall be elected at large for terms of two years each, and the term of office of every Town Councilman shall terminate on the 31st day of December next succeeding the second biennial town election held not less than 120 days after the establishment of such ward system, and at such second biennial town election, one resident elector from each odd-numbered ward shall be elected as Councilman therefrom for a term of two years and one resident elector from each even-numbered ward shall be elected as Councilman therefrom for a term of four years, each such term to begin on the first day of January next succeeding such election, and thereafter at each biennial town election there shall be elected successors to the Town Councilmen whose terms are expiring for a term of four years each to begin on the first day of January next succeeding such election.

Chapter 30

ETHICS, CODE OF

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 11-15-2016 by L.L. No. 4-2016.¹⁴ Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

employees — See Ch. 22.

Civil service — See Ch. 16.

Personnel policies — See Ch. 59.

Defense and indemnification of officers and Purchasing — See Ch. 64.

14. Editor's Note: This local law also repealed former Ch. 30, Code of Ethics, comprised of Art. I, General Provisions, adopted 2-13-1973 by L.L. No. 2-1973, as amended, and Art. II, Annual Financial Disclosure, adopted 12-18-1990 by L.L. No. 1-1990.

ARTICLE I **General Provisions**

§ 30-1. Purpose.

Officers and employees of the Town of Oyster Bay hold their positions to serve and benefit the public, and not to obtain unwarranted personal or private gain in the exercise and performance of their official powers and duties. The Town of Oyster Bay recognizes that, in furtherance of this fundamental principle, there is a need for clear and reasonable standards of ethical conduct. This chapter establishes those standards.

§ 30-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

INTEREST — A direct or indirect financial or material benefit, but does not include any benefit arising from the provision or receipt of any services generally available to the residents or taxpayers of the Town or an area of the Town, or a lawful class of such residents or taxpayers. A Town officer or employee is deemed to have an interest in any private organization when he or she, his or her spouse, or dependent, is an owner, partner, member, director, officer, employee, or directly or indirectly owns or controls more than 5% of the organization's equity or debt, whether in the form of outstanding stock or otherwise.

RELATIVE — A spouse, child, stepchild, dependent, parent, stepparent, sibling or stepsibling of a Town officer or employee.

§ 30-3. Applicability.

- A. This chapter applies to all officers and employees of the Town of Oyster Bay, whether paid or unpaid, including the members of any Town department, agency, board or commission, and all administrative law judges employed by the Bureau of Administrative Adjudication.
[Amended 3-7-2023 by L.L. No. 4-2023]
- B. Article II, § 30-10 (Future employment) of this chapter applies to current and former officers and employees of the Town.
- C. Article II, § 30-11 (Independent contractors) of this chapter applies to independent contractors of the Town.
- D. Article II, § 30-12 (Personal representations and claims permitted) and Article II, § 30-18 (Inducement of others) of this chapter applies to officers and employees of the Town and independent contractors of the Town.
- E. Article III, § 30-21 of this chapter (Applicant disclosure in land use applications) applies to applicants, petitioners or parties requesting a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any local law, rule or regulation constituting the zoning and planning regulations of the Town.
- F. The provisions of this chapter shall supplement all applicable state and local laws relating to conflicts of interest and municipal ethics, including, but not limited to, Article 18 of the General Municipal Law and all related rules, regulations, policies and procedures of the Town of Oyster Bay.

- G. The termination of an officer's or employee's term of office or employment with the Town shall not affect the jurisdiction of the Board of Ethics or the Town Board with respect to the requirements imposed by this chapter on the former officer or employee for his or her actions or interests while a Town officer or employee.

ARTICLE II
Code of Conduct

§ 30-4. Use of town position for personal or private gain.

No Town officer or employee shall use his or her Town position or official powers and duties to secure a material benefit, whether financial or otherwise, for:

- A. Himself or herself.
- B. A relative or member of his or her household.
- C. Any private organization in which he or she has an interest.
- D. A client or customer from which the officer or employee knows that he or she, his or her outside employer, firm, limited-liability company, partnership or association, or corporation in which he or she is the owner of more than 5% of the outstanding corporate stock, directly or indirectly derived income in excess of \$5,000 during the previous 24 months, or
- E. A person from whom the officer or employee has received a private loan or loans, or a gift or gifts, having an aggregate value of \$75 or more during the previous 12 months.

§ 30-5. Prohibited interests in contracts.

- A. No Town officer or employee shall have an interest in any contract with the Town, when such officer or employee, individually or as a member of a board or commission, has the power or duty, whether or not exercised, to:
 - (1) Negotiate, prepare, authorize or approve the contract or authorize or approve payment thereunder;
 - (2) Audit bills or claims under the contract; or
 - (3) Appoint an officer or employee who has any of the foregoing powers or duties.
- B. For the purposes of this section, the term "contract" means any claim, account or demand against or agreement with the Town, express or implied.
- C. Notwithstanding the foregoing, for the purposes of this section, the term "contract" shall not include:
 - (1) The designation of a bank or trust company as a depository, paying agent, registration agent or for investment of Town funds except when the chief fiscal officer, treasurer, or his deputy or employee, has an interest in such bank or trust company; provided, however, that where designation of a bank or trust company outside the Town would be required because of the foregoing restriction, a bank or trust company within the municipality may nevertheless be so designated;
 - (2) A contract with a person, firm, corporation or association in which a Town officer or employee has an interest which is prohibited solely by reason of his or her status as an officer or employee thereof, if the compensation from such employment will not be directly affected as a result of the contract and the duties of such employment do not directly involve the procurement, preparation or performance of any part of the

contract;

- (3) The designation of a newspaper, including but not limited to an official newspaper, for the publication of any notice, resolution, ordinance or other proceeding where such publication is required or authorized by law;
- (4) The purchase by the Town of real property or an interest therein, provided the purchase and the consideration therefor is approved by order of the supreme court upon petition of the Town Board;
- (5) The acquisition of real property or an interest therein, through condemnation proceedings according to law;
- (6) A contract with a membership corporation or other voluntary nonprofit corporation or association;
- (7) The sale of bonds and notes pursuant to Section 60.10 of the Local Finance Law;
- (8) A contract in which a Town officer or employee has an interest if such contract was entered into prior to the time he or she was elected or appointed as such officer or employee, but this paragraph shall in no event authorize a renewal of any such contract;
- (9) A contract with a corporation in which a Town officer or employee has an interest by reason of stockholdings when less than 5% of the outstanding stock of the corporation is owned or controlled directly or indirectly by such officer or employee;
- (10) A contract for the furnishing of public utility services at rates or charges that are fixed or regulated by the public service commission;
- (11) A contract for the payment of a reasonable rental of a room or rooms owned or leased by a Town officer or employee, used in the performance of his or her official duties, and designated as an office or chamber;
- (12) A contract for the payment of a portion of the compensation of a private employee of an officer when such employee performs part time service in the official duties of the office;
- (13) A contract in which a Town officer or employee has an interest if the total consideration payable thereunder, when added to the aggregate amount of all consideration payable under contracts in which such person had an interest during the fiscal year, does not exceed the sum of \$750.
- (14) A contract with a member of a private industry council established in accordance with the federal job training partnership act or any firm, corporation or association in which such member holds an interest, provided the member discloses such interest to the council and the member does not vote on the contract.

§ 30-6. Recusal.

No Town officer or employee shall participate in any decision or take any official action requiring the exercise of discretion, including discussing, deliberating or voting on a matter, when he or she knows or has reason to know that the action may confer a direct or indirect,

material, financial or other benefit on a person or entity specified in § 30-4 of this chapter.

§ 30-7. Prohibition inapplicable; recusal and disclosure not required.

- A. The requirements relating to recusal set forth in § 30-6 of this chapter, and the disclosure requirements set forth in Article III of this chapter, shall not apply with respect to the following matters:
 - (1) Adoption of the Town's annual budget;
 - (2) Any matter requiring the exercise of discretion that directly affects any of the following groups of people or a similarly situated class of such people:
 - (a) All or substantially all Town officers or employees;
 - (b) All or substantially all residents or taxpayers of the Town or an area of the Town; or
 - (c) The general public;
 - (3) Any ministerial matter (a matter that does not require the exercise of discretion);
 - (4) Uncompensated participation by a member of the Town Board, or by a Town Board member's staff on behalf of such member, in public advocacy whether or not on behalf of a constituent;
 - (5) Appearance by a Town employee before a Town department, agency, board or commission in a representative capacity on behalf of an employee organization in any matter where such appearance is duly authorized by the employee organization;
 - (6) Uncompensated participation in public advocacy by a Town officer or employee who serves as a political party chairperson;
- B. Recusal shall not be required, but disclosure pursuant to Article II of this chapter shall be required, with respect to any matter:
 - (1) Which comes before a board or commission when a majority of the entire membership of the board or commission would otherwise be prohibited from acting; or
 - (2) Which comes before a Town officer when the officer would be prohibited from acting and the matter cannot be lawfully delegated to another person.

§ 30-8. Investments in conflict with official duties.

- A. No Town officer or employee shall acquire or maintain any investment:
 - (1) The ownership of which requires that the Town officer or employee frequently and inevitably recuse himself or herself; or
 - (2) That would impair his or her independence of judgment in the exercise or performance of his or her official powers and duties.
- B. This section shall not prohibit a Town officer or employee from acquiring or maintaining

the following:

- (1) Real property located within the Town and used as his or her personal residence;
- (2) Less than 5% of the stock of a publicly traded corporation; or
- (3) Bonds or notes issued by the Town and acquired more than one year after the date on which the bonds or notes were originally issued.

§ 30-9. Private employment in conflict with official duties.

- A. No elected Town official or Town employee serving as staff to the Town Board or to a Town Board member, shall receive or agree to receive, directly or indirectly, any compensation for consulting or advisory services in connection with any proposed local law or resolution of the Town Board.
- B. No Town officer or employee shall ask for, pursue or accept a private secondary employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the Town officer or employee, either individually or as a member of a board or commission, while the matter is pending or within the 30 days following final disposition of the matter.
- C. No Town officer or employee, during his or her tenure as a Town officer or employee, shall engage in any secondary employment, or engage in any business, commercial, or professional activity, when the secondary employment or business, commercial or professional activity:
 - (1) Involves duties that are incompatible with those of the official duties of the Town officer or employee;
 - (2) May be reasonably expected to require frequent and inevitable recusal;
 - (3) May be reasonably expected to require disclosure or personal use of confidential information gained by reason of serving as a Town officer or employee;
 - (4) Pursuant to which the officer or employee will receive, or enter into any agreement, express or implied, to receive compensation for services to be rendered in connection with any matter before any Town department, agency, board or commission of which he or she is an officer, member or employee or of any Town department, agency, board or commission over which he or she has jurisdiction or to which he has the power to appoint any member, officer or employee;
 - (5) Pursuant to which the officer or employee will receive, or enter into any agreement, express or implied, to receive compensation for services to be rendered in connection with any matter before any Town department, agency, board or commission, whereby his compensation is to be dependent or contingent upon any action by such department, agency, board or commission with respect to such matter, provided that this paragraph shall not prohibit the fixing at any time of fees based upon the reasonable value of the services rendered; or
 - (6) Involves the representation of a person or organization other than the Town in connection with any application, request, claim or proposal before any Town department, agency, board or commission, or any litigation, negotiations or matter

requiring the exercise of discretion to which the Town is a party; or

- (7) Pursuant to which the officer or employee will receive, or enter into any agreement, express or implied, to receive compensation for services rendered in connection with any application, request, claim or proposal before any Town department, agency, board or commission, or any litigation, negotiations or matter requiring the exercise of discretion to which the Town is a party.
- D. Notwithstanding the foregoing, a person serving the Town or any agency thereof without compensation shall not be subject to the prohibitions set forth in Subsection C(6) and C(7) of this section.

§ 30-10. Future employment.

- A. No Town officer or employee shall ask for, pursue or accept a private post-government employment opportunity with any person or organization that has a matter requiring the exercise of discretion pending before the Town officer or employee, either individually or as a member of a board or commission, while the matter is pending or within the 30 days following final disposition of the matter.
- B. No Town officer or employee, for the one-year period after serving as a Town officer or employee, shall appear before or communicate in any form with the Town office, board, department or comparable organizational unit for which he or she served, except on behalf of the state or a political subdivision or instrumentality thereof, or in furtherance of the interests of the Town with the approval of the Board of Ethics upon application of the his or her former Town department, agency, board or commission.
- C. No Town officer or employee, at any time after serving as a Town officer or employee, shall represent or render services to a private person or organization in connection with any particular matter in which he or she personally and substantially participated while serving as a Town officer or employee, except on behalf of the state or a political subdivision or instrumentality thereof, or in furtherance of the interests of the Town with the approval of the Board of Ethics upon application of a Town department, agency, board or commission.

§ 30-11. Independent contractors.

No independent contractor or employee of an independent contractor of the Town shall seek to exert undue influence, or to obtain an undue preference, on behalf of a private interest, directly or indirectly, in a matter before any Town department, agency, board or commission. A violation of this section shall be cause for termination of the independent contractor's engagement with the Town.

§ 30-12. Personal representations and claims permitted.

This code shall not be construed as prohibiting a Town officer or employee or an independent contractor of the Town from:

- A. Seeking or accepting Town services, benefits, or the use of Town facilities, on the same terms and conditions as are available to Town residents or a class of similarly situated Town residents.
- B. Representing, without compensation, himself or herself, a relative, or a member of his or

her household before a Town department, agency, board or commission other than the one served by the Town officer, employee or independent contractor; or

- C. Asserting a claim against the Town on his or her own behalf, or on behalf of a relative or member of his or her household, unless the claim is prohibited by § 30-2 of this article, or by Section 801 of the New York General Municipal Law.

§ 30-13. Use of Town resources.

- A. Town resources shall be used only for lawful Town purposes. Town resources include, but are not limited to, Town personnel, compensated time, money, vehicles, equipment, letterhead, materials, supplies or other property.
- B. No Town officer or employee shall use or permit the use of Town resources for personal or private purposes, but this provision shall not be construed as prohibiting:
 - (1) Any use of Town resources authorized by law, Town policy or collective bargaining agreement to which the Town is a party;
 - (2) The use of Town resources for personal or private purposes when provided to a Town officer or employee as part of his or her compensation; or
 - (3) The occasional and incidental use of Town telephones and computers for necessary personal, nonbusiness matters such as family care and changes in work schedule.
- C. No Town officer or employee shall cause the Town to spend more than is reasonably necessary for transportation, meals or lodging in connection with official travel.

§ 30-14. Nepotism.

Except as otherwise required by law:

- A. No Town officer or employee, either individually or as a member of a Town Board or commission, shall participate in any decision to appoint, hire, promote, discipline or discharge a relative or a member of his or her household.
- B. No Town officer or employee shall supervise a relative or member of his or her household in the performance of such person's official duties.

§ 30-15. Political solicitations.

- A. No Town officer or employee shall directly or indirectly use his or her authority or official influence to compel or induce a subordinate Town officer or employee to make or promise to make any political contribution, whether by gift of money, service or other thing of value.
- B. No Town officer or employee shall act or decline to act in relation to appointing, hiring or promoting, discharging, disciplining, or in any manner changing the official rank, status or compensation of any Town officer or employee, or an applicant for a position as a Town officer or employee, on the basis of the giving or withholding or neglecting to make any contribution of money or service or any other valuable thing for any political purpose.

§ 30-16. Confidential information.

No current or former Town officer or employee shall disclose confidential information concerning the property, government or affairs of the Town or any other confidential information of an official character obtained as a result of Town employment, except when disclosure is required by law or when such information is otherwise available to the public, nor shall he or she use such information to advance the financial or other private interest of himself or herself or others.

§ 30-17. Gifts, tips and other benefits.

- A. No Town officer or employee shall directly or indirectly solicit any gift, tip or other benefit from a person who has received or sought a financial benefit from the Town within the previous 24 months.
- B. No Town officer or employee shall accept any gift, tip or other benefit from a person who the Town officer or employee knows or has reason to know has received or sought a financial benefit from the Town within the previous 24 months.
- C. No Town officer or employee shall solicit, accept or agree to accept any gift, tip or other benefit for having engaged in official conduct which he or she was required or authorized to perform, and for which he or she was not entitled to any special or additional compensation.
- D. No Town officer or employee shall accept or receive any gift, tip or other benefit having a value of \$75 or more, or multiple gifts, tips or other benefits from the same donor in a twelve-month period, having an aggregate value of \$75 or more when:
 - (1) The gift, tip or other benefit would reasonably appear to be intended to influence the officer or employee in the exercise or performance of his or her official duties;
 - (2) The gift, tip or other benefit would reasonably be expected to influence the officer or employee in the exercise or performance of his or her official duties; or
 - (3) The gift, tip or other benefit would reasonably appear to be intended as a reward for any official action on the part of the officer or employee.
- E. For purposes of this section, a "gift, tip or other benefit" includes anything of value, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form. The value of a gift, tip or other benefit shall be deemed to be its fair market value, determined by the retail cost of the item or a comparable item. The fair market value of a ticket entitling the holder to food, refreshments, entertainment, or any other benefit shall be deemed to be the face value of the ticket, or the actual cost to the donor, whichever is greater.
- F. Notwithstanding the foregoing, this section shall not prohibit:
 - (1) Gifts made to the Town and duly accepted on the Town's behalf;
 - (2) Gifts from a person with a family or personal relationship with the officer or employee when it is reasonable to conclude that the personal relationship, rather than the recipient's status as a Town officer or employee, is the primary motivating factor for the gift;

- (3) Gifts given on nonrecurring special occasions, such as marriage, illness, or retirement, which are reasonable and customary;
- (4) Unsolicited advertising or promotional material of little intrinsic value, such as pens, pencils, note pads, and calendars;
- (5) Awards and plaques having a value of less than \$75, which are publicly presented in recognition of service as a Town officer or employee, or other service to the community; or
- (6) Incidental meals and refreshments provided when a Town officer or employee is a speaker or participant at a job-related professional, charitable, educational, or community conference, program or event;
- (7) Gifts or benefits having a value of \$100 or less that are received by a Town officer or employee serving in a capacity listed in Section 11 of the Domestic Relations Law for the solemnization of a marriage by the officer or employee at a place other than his or her normal public place of business or at a time other than his or her normal hours of business;
- (8) Gifts or benefits having a value of \$75 or less that are received by a marriage officer appointed by the Town Board pursuant to Section 11-c of the Domestic Relations Law and serving without salary or wage, for the solemnization of a marriage by the officer or employee.

§ 30-18. Inducement of others.

No Town officer, employee or independent contractor shall induce a Town officer, employee or independent contractor to violate, nor aid a Town officer, employee or independent contractor in violating, any of the provisions of this chapter.

ARTICLE III
Disclosure

§ 30-19. Particular matter disclosure.

Whenever a Town officer or employee is required to recuse himself or herself under this chapter, he or she:

- A. Shall promptly inform his or her immediate supervisor, if any, and the Board of Ethics; and
- B. Shall promptly file with the Town Attorney a signed statement disclosing the reason for recusal, or if a member of a board or commission that maintains a public record of its proceedings, shall promptly state that information upon the public record of the board or commission.

§ 30-20. Disclosure of interests in Town contracts.

- A. Where a Town officer or employee, or his or her spouse, knows that he or she has or will have an interest in any actual or proposed contract, purchase agreement, lease agreement, or other agreement, including oral agreements, with the Town, the officer or employee shall publicly disclose the nature and extent of that Interest in writing to his or her immediate supervisor and to the Board of Ethics as soon as he or she has knowledge of the actual or prospective interest.
- B. For purposes of this disclosure requirement:
 - (1) The term "contract" shall mean any claim, account or demand against or agreement with the Town, express or implied; and
 - (2) A Town officer or employee shall be deemed to have an interest in the contract of his or her relative or household member, and any private organization when he or she, or his or her relative is an owner, partner, member, director, officer, employee or directly or indirectly owns or controls more than 5% of the organization's equity or debt, whether in the form of outstanding stock or otherwise.

§ 30-21. Applicant disclosure in land use applications.

- A. Every application, petition, or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any local law, rule or regulation constituting the zoning and planning regulations of the Town shall state the name, residence, and the nature and extent of the interest of any officer of the state, or any officer or employee of the County of Nassau, or of the Town, or any party officer as defined by New York Election Law Section 2(4), in the person, partnership or association making the application, petition or request to the extent known.
- B. For the purpose of this disclosure requirement, an officer or employee shall be deemed to have an interest in the applicant when he or she, his or her spouse, domestic partner, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:
 - (1) Is the applicant, or
 - (2) Is an officer, director, partner, or employee of the applicant, or

- (3) Legally or beneficially owns or controls stock of a corporate applicant or is a member of a limited-liability company, partnership, or association applicant (except that ownership of less than 5% of the stock of a publicly traded corporation shall not constitute an interest for the purposes of this disclosure requirement, or
- (4) Is a party to an agreement with such an applicant, express or implied, whereby he or she will receive any payment or other benefit, whether or not for such services rendered, dependent or contingent upon the favorable approval of such application, petition or request.

§ 30-22. Annual financial disclosure.

- A. Persons required to file annual statements of financial disclosure. The following Town officers and employees ("individually and collectively, "reporting person") shall file an annual statement of financial disclosure with the Board of Ethics:
 - (1) Elected Town officials,
 - (2) Department heads, deputy department heads, and division heads,
 - (3) Attorneys serving in the Town Attorney's office,
 - (4) Compensated employees appointed by the Town Board,
 - (5) Town inspectors,
 - (6) Candidates for elective Town office,
 - (7) Town Officers or employees holding a policymaking position.
- B. Policymaking positions. For the purposes of this section, a person shall be considered to hold a policymaking position if he or she exercises responsibilities of a broad scope in the formulation of plans for the implementation of goals or policy for a local agency or acts as an advisor to an individual in such a position. In determining whether a person holds a policymaking position, the following factors shall be considered, applied to the powers and duties of the position as set forth in the job description or any applicable law or regulation as well as the actual duties performed by the person:
 - (1) Whether the position permits meaningful input into the governmental decisionmaking process on issues where there is room for principled disagreement on goals or their implementation;
 - (2) Whether the powers and duties of the position are broadly defined and require more than the exercise of simple ministerial competence;
 - (3) Whether the position permits the person to exercise control over other officers or employees;
 - (4) Whether the position involves the establishment of priorities or the development of programs;
 - (5) Whether the position requires or authorizes the conducting of studies or entails a significant degree of involvement in the preparation of budgets or budget requests for a local agency or municipality;

- (6) Whether the position authorizes the person to speak on behalf of local elected officials or other policymakers;
- (7) Whether the position entails frequent contact with local elected officials or their principal deputies.

C. Form of statement.

- (1) All reporting persons shall file a disclosure statement in the form annexed hereto as Appendix A,¹⁵ as such form may be modified from time to time by resolution of the Town Board.
- (2) The Board of Ethics shall recommend any amendments to the forms of financial disclosure statement that it deems warranted or that may be required by law, and shall submit such recommended amendments, in the form of a resolution, to the Town Board for consideration.

D. Time for filing.

- (1) Reporting persons other than candidates for elected Town office shall file financial disclosure statements with the Board of Ethics on or before May 15 of each year.
- (2) Candidates for Town elective office shall file financial disclosure statements with the Board of Ethics within 30 days of nomination or designation pursuant to the applicable provisions of the New York Election Law.

E. Designation of officers and employees required to file annual disclosure statements.

- (1) Within 90 days after the effective date of this chapter, and no later than the last day of March of each year thereafter, the Office of the Town Supervisor shall: cause to be filed with the Board of Ethics a list of the names and offices or positions of all officers and employees of the Town required to file annual disclosure statements pursuant to this chapter; and notify all such officers and employees of their obligation to file an annual disclosure statement.
- (2) Any person designated as a person required to file an annual disclosure statement solely by reason of holding of a policymaking position as that term is used in this chapter, may apply to the Board of Ethics for reconsideration of his or her filing status and the Board of Ethics may, upon reconsideration, grant an exemption from filing based upon the criteria set forth herein.

F. Maintenance and public inspection of disclosure statements.

- (1) The Town Attorney shall transmit promptly to the Board of Ethics each disclosure statement filed with the Town Attorney pursuant to this chapter.
- (2) All statements filed with the Board of Ethics shall be available for public inspection and copying; except that:
 - (a) The Board of Ethics may, on its own initiative, to the extent permitted by the Freedom of Information Law (Article 6 of the New York Public Officers Law) withhold from public disclosure particular information, the disclosure of which

15. Editor's Note: Said disclosure statement is on file in the Town offices.

would constitute an unwarranted invasion of personal privacy; or

- (b) A reporting person may request that such information be withheld from public disclosure, and the Board of Ethics, in its discretion, may grant such request to the extent permitted by the Freedom of Information Law (Article 6 of the New York Public Officers Law).

G. Review of lists and disclosure statements.

- (1) The Board of Ethics shall review:
- (a) The lists of officers and employees required to file annual disclosure statements pursuant to this chapter, to determine whether the lists are complete and accurate. The Board of Ethics shall add the name of any other officer or employee which the Board of Ethics determines should appear on the list and shall remove the name of any officer or employee which the Board of Ethics determines should not appear on the list.
 - (b) All annual disclosure statements to determine whether any person required to file such a statement has failed to file it, has filed a deficient statement, or has filed a statement that reveals a possible or potential violation of this chapter.
 - (c) All transactional disclosure statements.
 - (d) All applicant disclosure statements.
- (2) If the Board of Ethics determines that an annual disclosure statement, a transactional disclosure statement, or an applicant disclosure statement is deficient or reveals a possible or potential violation of this chapter, the Board of Ethics shall notify the person in writing of the deficiency, or possible or potential violation and of the penalties for failure to comply with this chapter.

ARTICLE IV
Board of Ethics

§ 30-23. Board of Ethics.

- A. There is hereby established a Board of Ethics for the Town. The Board of Ethics shall consist of five members, appointed by the Town Board. The members of the Board of Ethics shall receive no salary or compensation for their services as members of the Board of Ethics.
- B. The Town hereby exercises its authority under the New York Municipal Home Rule Law to supersede Section 808(2) of the New York General Municipal Law as follows. The members of the Board of Ethics shall serve for fixed, staggered terms of five years; with the first members so appointed serving for terms of five years, four years, three years, two years, and one year, respectively. No member of the Board of Ethics shall otherwise be an officer or employee of the Town.
- C. No more than two members of the Board of Ethics shall be enrolled members of the same political party.
- D. The Board of Ethics shall meet at least once each quarter.
- E. The Board of Ethics shall elect a chairperson from among its members at the first meeting of each year.
- F. The Board of Ethics shall have the confidential advice of legal counsel employed by the Town Board or, if none, the Town Attorney, and the services of a confidential secretary employed by the Town.

§ 30-24. Powers and duties of the Board of Ethics.

- A. The Board of Ethics shall have the following powers and duties:
 - (1) To prescribe and promulgate rules of procedure for the discharge of its duties;
 - (2) To review, index, and maintain on file, and make available for public inspection and copying, lists of officers and employees required to file annual disclosure statements, particular matter disclosure statements, applicant disclosure statements, and annual disclosure statements filed with the Board of Ethics pursuant to this chapter;
 - (3) To grant exemptions from filing annual statements of financial disclosure from persons designated as policymakers based on the criteria set forth in the chapter;
 - (4) To grant exemptions from disclosure of identifying client or customer information to the extent permitted by the Freedom of Information Law (Article 6 of the New York Public Officers Law). In determining a request for such an exemption, the Board of Ethics may consider, among other things, such advisory opinion as the reporting individual may obtain from the applicable professional ethics authority. In addition, the Board of Ethics may consider the nature and size of the client or customer; the significance of the application, request, claim or interest in any proposal or matter before the Town; whether the disclosure may reveal trade secrets; whether disclosure may reasonably be expected to create a risk of retaliation against the client or customer; whether disclosure may cause undue harm to the professional relationship

between the reporting person and the client or customer; and whether disclosure may result in an undue invasion of the privacy of the client or customer;

- (5) To review, index, maintain on file, and dispose of complaints and to make notifications and conduct investigations pursuant to this chapter;
- (6) To conduct hearings, recommend disciplinary action, assess penalties, make referrals, and initiate appropriate actions and proceedings pursuant to this chapter;
- (7) To grant waivers pursuant to this chapter;
- (8) To render, index, and maintain on file advisory opinions pursuant to this chapter;
- (9) To provide ethics training and education to Town officers and employees;
- (10) To prepare an annual report and recommend changes to this chapter; and
- (11) To provide for public inspection and copying of its records, subject to the terms and conditions set forth in this chapter and in the Freedom of Information Law (Article 6 of the New York Public Officers Law).

B. Investigations.

- (1) Upon receipt of a complaint by any person alleging a violation of this chapter, any applicable state or local law relating to conflicts of interest and municipal ethics including, but not limited to, Article 18 of the General Municipal Law, or any related rule, regulation, policy or procedure of the Town of Oyster Bay, or upon determining on its own initiative that any such violation may exist, the Board of Ethics shall have the power and duty to conduct such investigation as it deems necessary or appropriate to carry out the provisions of this chapter.
- (2) The Board of Ethics shall acknowledge receipt of all complaints that it receives, and shall proceed with reasonable promptness to conduct such investigations thereof as it deems necessary or appropriate.
- (3) In conducting investigation, the Board of Ethics may administer oaths or affirmations, subpoena witnesses, compel their attendance, and require the production of books or records that it deems relevant and material.
- (4) Complainants shall be afforded such whistleblower protections as may be provided by law, including, but not limited to, the protections set forth in New York Civil Service Law § 75-b and New York Labor Law § 740, to the extent applicable.
- (5) The Board of Ethics shall state in writing the disposition of every complaint that it receives and of every investigation that it conducts and shall set forth the reasons for the disposition. All such statements and all complaints shall be indexed and maintained on file by the Board of Ethics.
- (6) Any person filing a complaint with the Board of Ethics shall be notified in writing of the disposition of the complaint, to the extent permitted by law.
- (7) All documents and hearings relating to the investigation and hearing of any alleged violation of this chapter shall be confidential and not available for public inspection or open to the public, except as otherwise required by this chapter or by the Freedom

of Information Law (Article 6 of the New York Public Officers Law). All dispositions, including negotiated dispositions, in which the Board of Ethics finds a violation of this chapter shall be available for public inspection and copying.

- (8) Nothing in this section shall be construed to permit the Board of Ethics to conduct an investigation of itself or of any of its members or staff. If the Board of Ethics receives a complaint alleging that the Board of Ethics or any of its members or staff has violated any provision of this chapter, or of any other law, the Board of Ethics shall promptly transmit to the Town Board a copy of the complaint.

C. Assessment of penalties; referral for prosecution.

- (1) Civil fine. In its discretion after a hearing providing for due process procedural mechanisms, the Board of Ethics may assess a civil fine, not to exceed \$10,000 for each violation upon any Town officer, employee or independent contractor found by the Board of Ethics to have violated this chapter. The civil fine shall be payable to the Town.
- (2) Referral to prosecutor. The Board of Ethics may refer to the appropriate prosecutor any matter that, in the judgment of the Board of Ethics, might involve criminal misconduct. Nothing contained in this chapter shall be construed to restrict the authority of any prosecutor or the attorney general to prosecute a violation of this chapter or of any other law. If such a referral is made, the Board of Ethics shall defer taking any further action in the matter pending a determination by the prosecutor that the matter will or will not result in a prosecution.

D. Recommendation of other sanctions. In its discretion, after a hearing providing for due process procedural mechanisms and subject to any applicable provisions of law and collective bargaining agreements, the Board of Ethics may recommend that the Town Board impose one or more of the following sanctions:

- (1) Disciplinary action. The Board of Ethics may recommend that the Town impose appropriate disciplinary action.
- (2) Damages. The Board of Ethics may recommend that the Town initiate an action in the Supreme Court of the State of New York to obtain monetary damages.
- (3) Civil forfeiture. The Board of Ethics may recommend that the Town initiate an action or special proceeding, as appropriate, in the Supreme Court of the State of New York to obtain civil forfeiture.
- (4) Debarment. The Board of Ethics may recommend that the Town initiate an action or special proceeding, as appropriate, in the Supreme Court of the State of New York for an order of debarment.
- (5) Injunctive relief. The Board of Ethics may recommend that the Town initiate an action or special proceeding, as appropriate, in the Supreme Court of the State of New York for injunctive relief to enjoin a violation of this chapter or to compel compliance with this chapter.

E. Nothing in this section shall be construed to permit the Board of Ethics to take any action with respect to any alleged violation of this chapter, or of any other law, by the Board of Ethics or by any member or staff member thereof.

F. Nothing in this Section shall be construed to permit the Board of Ethics to take any action which would violate the terms of any collective bargaining agreement to which the Town is a party.

G. Waivers.

- (1) Upon written application by a current or former Town officer, employee or independent contractor, and upon written approval by his or her agency head, the Board of Ethics may grant the applicant, or his or her private employer or business, a waiver of any of the provisions of § 30-4 (Use of Town position for personal or private gain), § 30-6 (Recusal), § 30-8 (Investments in conflict with official duties), § 30-9 (Private employment in conflict with official duties), 7 (Future employment), § 30-14 (Nepotism), and §§ 28-17(b) and (d) (Gifts) of this chapter, where the Board of Ethics finds that waiving such provision would not be in conflict with the purposes and interest of the Town, provided, however, that no such waiver shall permit any conduct or interest otherwise prohibited by Article 18 of the General Municipal Law.
- (2) Waivers shall be in writing, shall state the grounds upon which they are granted, and shall be available for public inspection and copying. All applications, decisions, and other records and proceedings relating to waivers shall be indexed and maintained on file by the Board of Ethics.

H. Advisory opinions.

- (1) Upon the written request of any current or former Town officer, employee or independent contractor inquiring about himself or herself, or upon the request of the head of a Town department, agency, board or commission inquiring about a person subject to his or her supervision, the Board of Ethics shall render a written advisory opinion with respect to the interpretation or application of this chapter, any applicable state and local laws relating to conflicts of interest and municipal ethics, including, but not limited to, Article 18 of the General Municipal Law, and all related rules, regulations, policies and procedures of the Town of Oyster Bay, to the future, continuing or recurring conduct or interests of such Town officer, employee, independent contractor or his or her outside employer or business.
- (2) Advisory opinions and requests for advisory opinions shall be indexed and maintained on file by the Board of Ethics. The Board of Ethics shall publish such of its advisory opinions as it believes will provide guidance to other Town officers or employees, provided, however, that the publicly available copy of such opinions shall contain such deletions as may be necessary to prevent disclosure of the identity of the involved officer, employee, independent contractor or his or her outside employer or business. Advisory opinions and requests for advisory opinions shall otherwise be confidential and not available for public inspection or open to the public, except as required by this chapter or by the Freedom of Information Law (Article 6 of the New York Public Officers Law).

I. Training and education. The Board of Ethics:

- (1) Shall make information concerning this chapter available to the officers, employees and independent contractors of the Town, to the public, and to persons interested in doing business with the Town;

- (2) Shall develop educational materials and an educational program on the provisions of this chapter for the officers, employees and independent contractors of the Town, for the public, and for persons interested in doing business with the Town.
- (3) The Town Supervisor shall assist the Board of Ethics in the publication, posting, and distribution of a plain language guide and other ethics information and educational materials, including, but not limited to, posting such ethics information and educational material on the Town website, and in the development and presentation of ethics educational programs.
- (4) Each Town officer and employee shall receive ethics training, in such form as determined by the Board of Ethics, within six months of the effective date of this chapter, and at least bi-annually thereafter.

J. Annual reports; review of ethics laws.

- (1) The Board of Ethics shall prepare and submit an annual report to the Town Board summarizing the activities of the Board of Ethics. The report may also recommend changes to the text or administration of this chapter.
- (2) The Board of Ethics shall periodically review this chapter and the administrative procedures promulgated by the Board of Ethics, to determine whether they promote integrity, public confidence, and participation in Town government and whether they set forth clear, reasonable and enforceable standards of conduct.

**ARTICLE V
Miscellaneous**

§ 30-25. Existing rights and remedies.

No existing right or remedy shall be lost, impaired, or affected by reason of this chapter.

§ 30-26. Posting and distribution.

- A. The Town Supervisor shall promptly cause a copy of this chapter, and a copy of any amendment to this chapter, to be posted publicly and conspicuously in each building under the Town's control. The code shall be posted within 10 days following the date on which the code takes effect. Any amendment to this chapter shall be posted within 10 days following the date on which the amendment takes effect.
- B. The Town Supervisor shall promptly cause a copy of this chapter, including any amendments to the code, to be distributed to every person who is or becomes an officer, employee or independent contractor of the Town.
- C. The failure to post this chapter or any amendment to the code shall not affect either the applicability or enforceability of the code or the amendment. The failure of a Town officer or employee to receive a copy of this chapter or an amendment to this chapter, shall not affect either the applicability or enforceability of the code of ethics or amendment to the code.

Chapter 34

FIRE DEPARTMENTS AND FIRE COMPANIES

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 10 of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Civil service — See Ch. 16.

Explosions — See Ch. 114.

§ 34-1. Contracts with municipalities.

All fire departments and fire companies in the town are authorized and permitted, with the consent of the Town Board, to contract with a city, village, town, fire district or territory outside of a city, village or fire district, to go to the aid of the city, village, town, fire district or territory in extinguishing a fire or fires therein; however, the call for such aid, in the case of a city, town, village or fire district, shall be made by an officer thereof, and in the case of territory outside a city, village or fire district, by an officer of a fire company in the territory, or, if there is no fire company, then by any citizen thereof in need of aid to extinguish a fire.

§ 34-2. Conditions of contracts.

Such a contract may be made only upon the express condition that the city, town, village, fire district or territory shall assume any and all liability under §§ 205, 205-a and 209 of the General Municipal Law, and absolve, indemnify and save the town harmless from any and all such liability.

Chapter 38

FUNDS, TRANSFERS OF

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 12-19-1967 by L.L. No. 8-1967. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Annual budgets — See Ch. 12.

§ 38-1. Request procedure.

All requests for transfer of funds instituted by the department heads shall be directed to the Town Board, setting forth the necessity for the transfer, and the same shall be filed with the Town Clerk, with copies to the executive assistant to the Supervisor and the Town Comptroller.

§ 38-2. Assignment of number, placement on calendar.

The Town Clerk shall thereupon assign a transfer of funds number and place the request for the transfer of funds on the calendar, pursuant to the calendar rules and practice.

§ 38-3. Review by Supervisor.

It shall be the responsibility of the Supervisor to review all requests for transfer of funds instituted by the department heads, and to submit, in writing, his recommendation on such requests for transfer of funds at the meeting of the Town Board at which said requests for transfer of funds have been placed upon the discussion calendar of the Town Board at its request, identifying the same with the transfer of funds number assigned to it by the Town Clerk.

§ 38-4. Review by Comptroller.

It shall be the responsibility of the Town Comptroller to review all requests for transfer of funds and to submit his written certification as to the availability of funds to the Town Board prior to the meeting of said Town Board at which said requests have been placed upon the discussion calendar and a copy of such written certification shall be filed with the executive assistant to the Supervisor identifying the same with the transfer of funds number assigned to it by the Town Clerk.

§ 38-5. Grant or denial by Board.

The Town Board shall either grant or deny the request for the transfer of funds pursuant to its calendar rules and practice, notwithstanding the written recommendation of the Supervisor or his failure to render a recommendation in writing.

§ 38-6. Interpretation of statute.

Nothing herein shall be interpreted to alter or amend the provisions of the Town Law, including but not limited to Articles 3-A and 8, relating to the Town Board's sole responsibility for determining the transfer or expenditure of funds.

Chapter 43

IMPROVEMENT DISTRICTS CONTRACTS

**[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 1-12-1982 by L.L.
No. 1-1982. Amendments noted where applicable.]**

§ 43-1. Title.

This chapter shall be known as the "Execution of Public Works Improvement District Contracts by Supervisor Law."

§ 43-2. Definitions and word usage.

- A. Whenever used in this chapter, words in the singular shall include the plural and vice versa.
- B. As used in this chapter, the following terms shall have the meanings indicated:

IMPROVEMENT DISTRICT — Those municipal entities or districts duly established in

the Town of Oyster Bay pursuant to Article 12-A of the Town Law and shall include those districts as designated and referred to in § 209-a of the Town Law, as amended.

PUBLIC WORKS CONTRACTS — Those agreements or undertakings pertaining to improvements, services and materials, entered into on behalf of the Town of Oyster Bay.

SUPERVISOR — The elected public official who is the chief executive officer of the Town of Oyster Bay.

§ 43-3. Statutory authority.

Section 10, Subdivision 1(ii) of the Municipal Home Rule Law grants power to the Town of Oyster Bay to adopt local laws relating to its property and affairs of government, including the transfer or assignment of functions, duties and powers as further authorized by Subdivision d(3) thereof.

§ 43-4. Transfer of authority.

The power authorizing the execution of all contracts with respect to improvement districts by the signatures of a majority of the members of the Town Board as granted in § 198, Subdivision II, of the Town Law is hereinafter transferred and assigned to the Supervisor.

Chapter 48

LOCAL LAWS, ADOPTION OF

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 2-21-1967 by L.L. No. 1-1967. Amendments noted where applicable.]

GENERAL REFERENCES

Publication of ordinances — See Ch. 54.

§ 48-1. Public hearing provisions.

No local law shall be passed by the Town Board of the Town of Oyster Bay until a public hearing has been held thereon before such Town Board not less than three nor more than 30 days after public notice has been given of the time and place of the holding of such public hearing. Such notice shall be given by the Town Clerk by causing the same to be published once in at least one newspaper of general circulation in the town and by posting such notice on the bulletin board in the Town Hall. Such notice shall contain the title of the proposed local law and a brief explanatory statement thereof.

§ 48-2. Reproduction of proposed law.

The Town Clerk shall cause to be printed or otherwise reproduced copies of such proposed local law and shall, not later than the day such notice is published, post one such copy, together with the notice on hearing, on the bulletin board in the Town Hall and shall also make copies of such proposed local law available at his office for inspection by and distribution to any interested

person during business hours.

§ 48-3. Adopted law to be posted.

The Town Clerk shall forthwith, upon the adoption of a local law by the Town Board, post a copy thereof on the bulletin board in the Town Hall within 10 days after such adoption.

§ 48-4. Proof of publication and posting.

Proof of publication of the notice of public hearing by § 48-1 and proof of the posting required by § 48-3 shall be filed in the office of the Town Clerk.

Chapter 54

ORDINANCES, PUBLICATION OF

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay: Art. I, 8-25-1970 by L.L. No. 6-1970; Art. II, 10-24-1978 by L.L. No. 6-1978. Amendments noted where applicable.]

GENERAL REFERENCES

Adoption of local laws — See Ch. 48.

ARTICLE I
Proof of Adoption
[Adopted 8-25-1970 by L.L. No. 6-1970]

§ 54-1. Amendment of statute.

Section 134 of the Town Law is hereby amended, in its application to the Town of Oyster Bay, to read as follows:

§ 134. Proof of ordinance; maps.

The certificate of the Town Clerk setting forth that the records of the town show the adoption of one or more ordinances and, in the case of ordinances adopted prior to the effective date of this Article, the posting and publication thereof as required by the Town Law and, in the case of ordinances adopted after the effective date of this Article, the publication of a notice setting forth the title and a brief description thereof as required by this local law, shall be presumptive evidence of such adoption, publication and posting in any action or special proceeding in any court or otherwise.

ARTICLE II
Publication and Notice
[Adopted 10-24-1978 by L.L. No. 6-1978]

§ 54-2. Publication of title sufficient.

Every ordinance and every amendment or supplement to an ordinance hereafter adopted or approved by the Town Board of the Town of Oyster Bay which is or may be required to be published in one or more newspapers in order to make such ordinance, amendment or supplement effectual shall not be so published in full, but it shall be sufficient to publish in such newspaper or newspapers a notice setting forth the title thereof, a brief description of the provisions thereof and a statement that the full text thereof is on file and may be inspected in the office of the Town Clerk.

§ 54-3. Supersession of Town Law sections.

This Article shall supersede in its application to the Town of Oyster Bay the provisions of §§ 133,264 and 265 of the Town Law relating to publication only of an ordinance, amendment or a supplement to an ordinance adopted or approved by the Town Board.

§ 54-4. Provisions subject to referendum.

This Article shall be subject to referendum on petition pursuant to § 24 of the Municipal Home Rule Law and shall take effect immediately upon filing in the office of the Secretary of State in accordance with § 27 of such law.

Chapter 59

PERSONNEL POLICIES

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Code of Ethics — See Ch. 30.

ARTICLE I
Protective Clothing
[Adopted 8-25-1970 by L.L. No. 5-1970]

§ 59-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

TOWN EMPLOYEE — Any person employed by the Town of Oyster Bay, any department or subdivision of the town or any special improvement district of the town shall for the purpose of this Article be deemed a "town employee."

§ 59-2. Authorization to provide purchases.

The Town Board may, in order to provide for the general welfare, safety and protection of its inhabitants and employees and to properly maintain and protect town property, adopt a resolution providing for the purchase of protective clothing and require the wearing of the same by designated employees of the town.

§ 59-3. Costs.

- A. The Town Board may provide that the cost of such protective clothing, their maintenance and repair shall be borne by the town, or the Town Board may provide that the town employee designated to wear such protective clothing shall be required to pay for all or part of the cost of such protective clothing or for some item or several of the items that comprise the protective clothing and/or for the repair, maintenance and/or replacement of such protective clothing at his own cost and expense.
- B. Where the cost of the protective clothing and/or part of protective clothing and/or the maintenance, repair and replacement of said protective clothing is to be borne by the town, as set forth in Subsection A hereinabove, the cost shall be charged to the town department or subdivision wherein said employee is employed. In the event that the cost of the protective clothing and/or part of protective clothing, its maintenance, repair or replacement is to be borne by a special improvement district, the costs shall be charged against such district and paid for from the funds duly appropriated for the purpose of the district.

ARTICLE II
Traveling Costs
[Adopted 7-24-1973 (Ch. 2, Art. I, of the 1971 Code)]

§ 59-4. Requests for authorization; Supervisor to review. [Amended 1-24-1978; 1-7-1986]

The Town Board of the Town of Oyster Bay, pursuant to the authority of the General Municipal Law, § 77-b, and in its desire to provide a more efficient procedure for the review and approval of requested authorization for employee travel and employee attendance at trade conventions, seminars, lectures, schools and other special programs or events, does hereby delegate to the Supervisor of the Town of Oyster Bay the authority to review and approve such employee requests, not exceeding \$2,500 in estimated cost and expenses. Requests expected to exceed \$2,500 in cost and expense must have Town Board approval as provided by law.

§ 59-5. Attendance at conventions.

Employees of the Town of Oyster Bay who are desirous of traveling to and attending trade conventions, seminars, lectures, schools or other special programs or events must submit a request, on a form approved by the Supervisor, sufficiently in advance of said event to allow for a proper review of each request. Prior to being submitted for the Supervisor's review and approval the employee's department head will review and approve the request and forward to the Supervisor with the request a statement indicating the expected benefit to the town, if said request is approved.

§ 59-6. Reimbursement procedures. [Amended 1-24-1978]

After reviewing the employee request to travel and/or a request to attend a particular program or event, if satisfied that the request is justifiable, beneficial and a proper town expense, and its approval will contribute to the town's ability to service its citizens, the Supervisor will approve the request. Once approved, the Supervisor may so notify the office of the Comptroller and authorize the advance payment directly to a travel agency, airline or railroad for travel tickets and to a school or association for registration and tuition fees. For all other expenses, the Supervisor may notify the office of the Comptroller and authorize the reimbursement of said employee for other necessary expenses incurred by said employee during said travel, upon the presentation of a duly certified claim form to the Comptroller. Employees incurring expenses by traveling to and attending a program or event without the prior approval of the Supervisor may not be reimbursed for such expenses.

§ 59-7. Definitions. [Amended 12-18-1973 by L.L. No. 5-1973]

As used in this article, the following terms shall have the meanings indicated:

TERMS AND CONDITIONS OF EMPLOYMENT — Salaries, wages, hours and other terms and conditions of employment; provided, however, that such term shall not include any benefits provided by or to be provided by a public retirement system, or payments to a fund or insurer to provide an income for retirees, or payment to retirees or their beneficiaries. No such retirement benefits shall be negotiated pursuant to this Article, and any benefits so negotiated shall be void.

§ 59-8. Applicability to necessary travel and expense.

The provisions set forth in §§ 59-4 through 59-7 shall in no way apply to that necessary

employee travel and expense incurred in the proper execution of those town duties and responsibilities provided by laws of the State of New York, County of Nassau and the Town of Oyster Bay, except as specifically provided herein.

ARTICLE III**Residency Requirements**

**[Adopted 1-9-1979 (Ch. 2, Art. II, Div. 1 of the 1971 Code); amended in its entirety
4-4-2000 by L.L. No. 3-2000]**

§ 59-9. Positions to be filled by residents; determination of residency.

- A. Only a person who has been a resident for the Town of Oyster Bay continuously for at least one year or has been a part-time employee continuously for at least six months shall be eligible for appointment to an office or position for which funds from the Town are utilized, in whole or in part, to provide compensation. **[Amended 2-1-2011 by L.L. No. 1-2011]**
- B. Without superseding the authority of the Nassau County Civil Service Commission, as provided in the New York State Civil Service Law, the sufficiency of said residency shall be determined by the Commissioner of the Town Department of Human Resources or his/her designee.

§ 59-10. Exceptions; consent of Supervisor.

- A. A person who has not been a resident of the town continuously for at least one year may be appointed to an office or position that is compensated in whole or in part with town funds, for which specific qualifications are necessary, provided that such office or position cannot be filled properly or fully by an available resident of the town at the compensation being offered.
- B. The consent of the Town Supervisor shall be obtained before the appointment of such nonresident is made. The Supervisor may require the Town Board, prior to issuance of said consent, to approve such appointment.

§ 59-11. When effective; exempt employees.

This article shall take effect 30 days after its adoption by the Oyster Bay Town Board. Upon the effective date, any and all prior residency requirements of the town shall be considered null and void. All individuals employed by the town and residing outside of the town prior to the effective date of this ordinance shall be considered exempt from its requirements.

Chapter 64

PURCHASING

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 4-27-1976 by L.L. No. 2-1976. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Transfers of funds — See Ch. 38.

Annual budgets — See Ch. 12.

Personnel policies — See Ch. 59.

Code of Ethics — See Ch. 30.

§ 64-1. Title.

This chapter shall be known and may be cited as the "Purchasing Procedures Law of the Town of Oyster Bay."

§ 64-2. Division of Purchasing. [Amended 3-14-1978 by L.L. No. 3-1978]

The Commissioner of General Services or his designee shall be the head and have general supervision of the Division of Purchasing. The Commissioner of General Services or his designee shall have all powers and shall perform all duties prescribed by the provisions of §§ 41-a and 20 of the Town Law and shall have the powers and duties prescribed in this chapter.

§ 64-3. Powers and duties of Commissioner of General Services. [Amended 3-14-1978 by L.L. No. 3-1978]

- A. The Commissioner of General Services or his designee shall have the power and it shall be his duty:
 - (1) To purchase or contract for all materials, supplies, equipment, services, service contracts and labor needed by any using agency (i.e., department, agency, commission or other unit of Town government of the Town of Oyster Bay) which derives its support wholly or in part from the Town in accordance with the purchasing procedures as prescribed by this article and such general specifications as the Commissioner of General Services or his designee shall adopt for the internal management and operation of the Division of Purchasing and such other rules and regulations as shall be prescribed by resolution of the Town Board.
 - (2) To process all requisitions, and convert the same into purchase orders only when bearing the signature of the originator and the approval of the department head or his duly authorized representative. No further approvals shall be required.
 - (3) To issue valid purchase orders only after certification by the Town Comptroller as to availability of funds.
- B. In addition to the purchasing authority conferred in Subsection A above and in addition to

any powers and duties conferred by this article, the Commissioner of General Services or his designee shall:

- (1) Act to procure for the Town the highest quality of materials, supplies, equipment, services, service contracts and labor at the least expense to the Town.
- (2) Endeavor to obtain as full and open competition as possible on all purchases and sales.
- (3) Establish and maintain the Town of Oyster Bay's general bid specifications.
- (4) Keep informed of current developments in the field of purchasing, prices, market conditions and new products, and secure for the Town the benefits of research done in the field of purchasing by other governmental jurisdictions, national technical societies, trade associations having national recognition and by private businesses and organizations.
- (5) Prescribe and maintain such forms as he shall find reasonably necessary to the operation of his office.
- (6) Prepare, adopt and maintain a vendor's catalog file. Said catalog shall be filed according to materials, supplies, equipment, services and labor and shall contain descriptions of vendor's commodities, prices and discounts.
- (7) Act so as to procure for the Town all federal and state tax exemptions to which it is entitled.
- (8) Establish a procedure whereby vendors who default on their quotations may be declared irresponsible bidders and to disqualify them from conducting any business with the Town of Oyster Bay for a period of time as provided by law.
- (9) Have the full authority to inquire into the quality, quantity and type of materials, supplies, equipment, services and labor requested and require the submission of any additional data that may be required to justify said purchase and to protect the best interests of the Town.

§ 64-4. Requisitions required.

- A. All Town of Oyster Bay using agencies, either by or with the authorization of the department head under which the using agency operates, shall file with the Division of Purchasing detailed requisitions or estimates of their requirements of materials, supplies, equipment, services and labor in such manner and for such periods of time as the Commissioner of General Services or his designee shall reasonably prescribe. [Amended 3-14-1978 by L.L. No. 3-1978]
- B. In addition, any Town of Oyster Bay using agency can file with the Division of Purchasing at any time a requisition or estimate for any materials, supplies, equipment, services or labor, the need for which was not foreseen when the detailed estimates were filed.

§ 64-5. Costs to be based on bidding; contracts.

- A. All purchases of and contracts for materials, supplies, equipment, services and labor shall be based wherever possible on competitive bids.

- B. All purchases shall conform to the applicable provisions of law and be purchased by formal, written contract from the lowest responsible bidder, after due notice inviting proposals.

§ 64-6. Public notice.

- A. When public notice of a proposed purchase is required or used, such notice shall conform to the provisions of the applicable requirements of law. The notice shall include a general description of the materials, supplies, equipment or services to be purchased, shall state where bid blanks and specifications may be secured and the time and place for opening bids.
- B. The Commissioner of General Services or his designee shall also advertise all pending purchases by a notice posted on the public bulletin board in the Town Hall. [Amended 3-14-1978 by L.L. No. 3-1978]

§ 64-7. Bidding procedures. [Amended 3-14-1978 by L.L. No. 3-1978]

- A. The Commissioner of General Services or his designee may also solicit bids from all responsible prospective suppliers who have requested their names to be added to a bidders list which the Commissioner of General Services, or his designee shall maintain. Invitations sent to the vendors or contractors on the bidders list shall be limited to commodities or services that are similar in character and ordinarily handled by the trade group to which the invitations are sent.
- B. When deemed necessary by the Commissioner of General Services or his designee, bid deposits shall be prescribed in the public notices inviting bids. Unsuccessful bidders shall be entitled to return of surety where the Commissioner of General Services or his designee has required such. A successful bidder shall forfeit any surety required by the Commissioner of General Services or his designee upon failure to comply with the terms and conditions contained in the Town of Oyster Bay's general bid specifications.
- C. Bids shall be opened in public at the time and place stated in the public notices, and be in such form as is required by the Commissioner of General Services or his designee. A tabulation of all bids received shall be available for public inspection.
- D. The Commissioner of General Services or his designee shall have the authority to reject any and all bids, or parts of any and all bids, when the public interest will be served thereby, in accordance with the general specifications of the Town.

§ 64-8. Purchases not requiring public bidding.

- A. When authorized by any applicable provisions of law, the Commissioner of General Services or his designee may make purchases on behalf of the Town of Oyster Bay without the need for a public bid. When doing so and wherever possible, said purchases shall be based on competitive prices. All purchase orders placed pursuant to this procedure shall be in accordance with the provisions of this article and the Town of Oyster Bay general specifications. [Amended 3-14-1978 by L.L. No. 3-1978]
- B. All purchases of materials, supplies, equipment, work, labor and service contracts not requiring a public bid shall be made in the open market.

§ 64-9. Procedure for award of contracts. [Amended 3-14-1978 by L.L. No. 3-1978; 2-24-1981 by L.L. No. 1-1981; 8-28-1984 by L.L. No. 2-1984; 10-23-1984 by L.L. No. 3-1984; 4-27-2010 by L.L. No. 2-2010; 3-15-2022 by L.L. No. 2-2022]

The Commissioner of Public Works shall submit to the Town Board his or her recommendation, together with the recommendations of the respective division heads, for all public works construction contracts in an amount prescribed in § 103 of the General Municipal Law, as amended. All other contracts for material supplied and equipment shall be awarded by the Commissioner of General Services or his designee after notification to the Supervisor of said award. Copies of said notification to the Supervisor shall also be forwarded to the Town Board for information and review.

§ 64-10. Procedure for contract extensions. [Amended 3-14-1978 by L.L. No. 3-1978]

The Commissioner of General Services or his designee shall have the right to extend any and all contracts previously awarded by said Commissioner, provided that an extension agreement had been included in the original bidding specifications. Any request for an extension of a contract awarded by the Town Board shall be submitted in accordance with § 64-9 hereof.

§ 64-11. Written certification on contracts. [Added 6-6-2017 by L.L. No. 4-2017]

A. Definitions. As used in this section, the following terms shall have the meanings indicated:

AMERICAN ALLIED NATION —

- (1) Any nation that is a member of the North Atlantic Treaty Organization.
- (2) Any country that is a signatory to the Southeast Asia Treaty Organization.
- (3) Any country, other than Venezuela, that is a signatory to the RIO Treaty of 1947.
- (4) Ireland.
- (5) Israel.
- (6) Japan.
- (7) The Republic of Korea.

BOYCOTT OF AMERICAN ALLIED NATION — Engaging in refusals to deal with, terminating activities with, or other actions that are intended to limit commercial relations with an American Allied Nation or individuals or companies doing business in an American Allied Nation or in American Allied Nation-controlled territories, when such actions are taken:

- (1) In a manner that discriminates on the basis of nationality, national origin, religion or other unreasonable basis that is not founded on a valid business reason.
- (2) In compliance or adherence to calls for a boycott of an American Allied Nation other than those boycotts to which 50 U.S.C. App. § 2407(c) applies.

COMPANY — Any sole proprietorship, organization, association, corporation, partnership, joint venture, limited partnership, limited liability partnership, limited liability company or other entity or business association, including all wholly owned subsidiaries, majority-owned subsidiaries, parent companies or affiliates of such entities or business

associations, that exists for the purposes of making profit.

- B. The Town shall not enter into a contract with an individual or company if the contract is related to construction or the provision of services, supplies or information technology unless the contract includes a written certification that such individual or company is not currently engaged in or agrees for the duration of the contract not to engage in a boycott of an American Allied Nation.
- C. The Town Board shall give the vendor 30 days' notice of the intent to rescind the contract. If the Town Board determines by a preponderance of the evidence that the party to a contract has signed the certification but has engaged in a boycott as defined in Subsection A of this section of the Town Code, the contract may be rescinded by resolution, and the Town may seek reliance damages based on the signed certification not being honored.

Chapter 68

SETTLEMENT OF TORT AND NEGLIGENCE ACTIONS

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 10-5-1982 by L.L. No. 4-1982 (Subpart 45 of 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Defense and indemnification of officers and employees — See Ch. 22.

§ 68-1. Title.

This chapter shall be known as "A Local Law Establishing Procedures To Be Followed in the Compromise or Settlement of Tort and Negligence Actions, Proceedings or Claims in the Amounts of \$10,000 or Less."

§ 68-2. Purpose.

The Town Board of the Town of Oyster Bay, having heretofore authorized the Town of Oyster Bay to be self-insured against tort and negligence claims, actions and proceedings and being desirous of providing for the prompt and efficient compromise or settlement of any such claim in the amount of \$10,000 or less, hereby establishes the procedures hereinafter set forth.

§ 68-3. Statutory authorization.

Section 10, Subdivision 1(ii) of the Municipal Home Rule Law grants power to the Town of Oyster Bay to adopt local laws relating to its property, affairs or government, including the transfer or assignment of functions, duties and powers as further authorized by Subdivision d(3) thereof.

§ 68-4. Transfer of authority.

The power authorizing the compromise or settlement of tort and negligence actions, proceedings

or claims against the town in the amounts of \$10,000 or less by the Town Board, as granted in Section 68, Subdivision 4, of the Town Law, is hereinafter transferred and assigned as follows:

- A. The compromise or settlement of claims in the amount of \$100 or less shall be authorized upon approval of the Town Attorney.
- B. The compromise or settlement of claims in excess of \$100, but not exceeding \$2,500, shall be authorized upon approval of the Town Attorney and the Supervisor.
- C. The compromise or settlement of claims in excess of \$2,500, but not exceeding \$10,000, shall be authorized upon approval of the Town Attorney and the Supervisor and upon notice thereof being duly given to the Town Board.

§ 68-5. Actions brought on behalf of the town.

The power authorizing the compromise or settlement of tort and negligence actions, proceedings or claims brought by and on behalf of the town in the amounts of \$2,500 or less is hereinafter transferred and assigned as follows: The compromise or settlement of claims not exceeding \$2,500 shall be authorized upon approval of the Town Attorney and the Supervisor.

Chapter 71

YOUTH BUREAU

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 11-1-1977 by L.L. No. 7-1977. Amendments noted where applicable.]

GENERAL REFERENCES

Administration of government — See Ch. 4.

Personnel policies — See Ch. 59.

§ 71-1. Establishment; head.

A Youth Bureau is hereby established which shall be supervised by a bureau head designated "Executive Director" who shall be appointed by and serve at the pleasure of the Town Board at a salary fixed by said Town Board.

§ 71-2. Powers and duties.

- A. The powers and duties of such Youth Bureau shall be to administer, manage and provide for programs, projects and plans which promote and advance the moral, physical, mental and social well-being of the youth of the Town of Oyster Bay which stimulate and encourage community interests and participation therein; and, which, along or in a cooperative effort with other persons, groups and municipalities, foster and cultivate a wholesome environment for the involvement of youth in meaningful activities. It shall hereby assume all rights, duties, obligations and responsibilities of the theretofore constituted Youth Bureau which had been established by Resolution No. 425-70, dated May 26, 1970, and Resolution No. 203-71, dated March 16, 1971; and the Advisory Youth Board which had been established by said Resolution No. 425-70, dated May 26, 1970, is

hereby designated "Youth Board" and as so constituted shall hereby assume all rights, duties, obligations and responsibilities of said Advisory Youth Board.

- B. The Executive Director shall be responsible to the Town Board or its designee for planning, coordinating and supplementing the activities of public, private or religious agencies devoted in whole or in part to the welfare and protection of youth. The Executive Director shall be the executive secretary of the Youth Board herein established. All rights, duties and responsibilities of the Youth Bureau, as established by Resolution No. 425-70 on May 26, 1970, and heretofore assumed by said Local Law No. 2-1974¹⁶, are hereby assumed without change or modification.
- C. The Executive Director is not empowered to vote in the official deliberations of the Youth Board, but shall administer to its needs and requirements in the fulfillment of its lawful duties. Any and all programs, projects and undertakings managed, supervised, controlled or otherwise promulgated by the Youth Bureau shall comply with all policies, rules and regulations established by the New York State Division for Youth or by any other agency from which funds are accepted.

Chapter 77

(RESERVED)

Part II: General Legislation

Chapter 82

ALCOHOLIC BEVERAGES

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 6-18-1985 by L.L. No. 2-1985. Amendments noted where applicable.]

§ 82-1. Findings, purpose and intent.

It is the purpose of this chapter to protect the public interest, welfare, health and safety within the Town of Oyster Bay by prohibiting the consumption of alcoholic beverages in public places within the town. The Town Board finds that possession of an open or unsealed container of an alcoholic beverage in a public place within the town leads to consumption of the same, resulting in public intoxication, disorderly conduct, disturbance of the public peace, littering of the public places and destruction of property. The Town Board finds further that preservation of the public health and prevention of conditions which lead to conduct disturbing the public peace attributable to consumption of alcoholic beverages can be accomplished by the prohibition of consumption of alcoholic beverages in public places, and by restricting the possession of an open or unsealed container of alcoholic beverages under circumstances which indicate that the possessor of such open or unsealed container in a public place intends to consume the same or intends to have it consumed by another person.

16. Editor's Note: See Ch. 4, Art. IX.

§ 82-2. Definitions and word usage.

For purposes of this chapter, the following words or phrases shall have the meanings ascribed to them herein. All other words or phrases shall have the meanings normally ascribed to them in regular usage.

ALCOHOLIC BEVERAGE — Includes any liquor, beer, wine, spirits, cider or other liquid, patented or not, composed of or containing alcohol or spirits, whether or not brewed, fermented or distilled, and capable of being consumed by a human being.

CONTAINER — Any bottle, can, glass, cup or other receptacle of any kind.

PUBLIC LAND — Includes any public highway, street, alley, sidewalk, parking area or lot, park or playground, public building, transportation facility or any other public facility or ground, whether vacant or improved, within the unincorporated boundaries of the town.

TOWN — The Town of Oyster Bay, New York.

§ 82-3. Prohibitions.

It shall be a violation of this chapter for any person to:

- A. Consume any alcoholic beverage in any public place within the town.
- B. Have in his possession an open or unsealed container of an alcoholic beverage while in any public place for the purpose of consuming such alcoholic beverage by himself or by another in any public place.

§ 82-4. Exceptions.

The foregoing prohibition shall not apply to consumption of an alcoholic beverage or possession for the purpose of consumption in any public place where the same is authorized by license or permit under the laws and regulations of this state and under the regulations of the town, or a gathering or function for which permission has been previously granted by the appropriate governing body, board, agency or commission.

§ 82-5. Presumptions.

For the purposes of this chapter, the following rebuttable presumptions shall apply: The possession by person of an open or unsealed container containing an alcoholic beverage, while in or upon public land, as described in § 82-2 herein within the town, shall be presumptive evidence that said container is possessed with intent to consume the contents thereof.

§ 82-6. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. For a first offense under this chapter, a fine of not less than \$25 nor more than \$250 or by imprisonment for not more than 10 days, or by both such fine and imprisonment.
- B. For a second or subsequent offense under this chapter within a period of three years, a fine of not less than \$100 nor more than \$250 or by imprisonment for not more than 15 days, or by both such fine and imprisonment.
- C. Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of

fines authorized in this section.

Chapter 84

ALL-TERRAIN VEHICLES

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 9-12-2017 by L.L. No. 9-2017. Amendments noted where applicable.]

§ 84-1. Legislative intent.

The Town Board of the Town of Oyster Bay ("Town") hereby finds that the operation of all-terrain vehicles on Town property poses an unacceptable risk of serious injury or death for Town residents and causes economic and environmental damage to public parks, sports facilities, recreation areas, natural habitats and nature preserves. The Board further finds that the operation of all-terrain vehicles causes destruction to the native flora and fauna, soil compaction and erosion, as well as noise pollution to surrounding neighborhoods. It is the intent of this chapter to ensure public safety, environmental protection and general welfare of the Town and its residents by restricting use and operation of all-terrain vehicles on Town property and authorizing the police to impound such vehicles when operated in violation of this chapter.

§ 84-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ALL-TERRAIN VEHICLE or ATV — Any self-propelled vehicle which is made or manufactured for operation primarily on off-highway trails or in off-highway competitions, or in dirt, sand, grass, up and down hills and in similar-type areas and which is only incidentally operated on public highways, provided that such vehicle does not exceed 70 inches in width or 1,000 pounds dry weight. This definition shall also include any motorized dirt bike, snowmobile or other self-propelled tracked vehicle which is made or manufactured for operation primarily on off-highway trails or in off-highway competitions. This definition does not include golf carts, lawn tractors, lawn mowers, and battery-operated vehicles.

COMMISSIONER — The Commissioner of the Department of Parks of the Town of Oyster Bay or his or her designee.

OPERATE — To ride in or on, other than as a passenger, or use or control the operation of an ATV in any manner, whether or not the ATV is in motion.

OPERATOR — Every person who operates or is in actual physical control of an ATV.

TOWN — The Town of Oyster Bay

TOWN PROPERTY — All real property owned or leased by the Town, including but not limited to parks, together with all of the driveways, parking areas and grounds surrounding the same.

§ 84-3. Operation on Town property prohibited.

It shall be unlawful for any person to operate an ATV on, over or across any Town property. Operation of an ATV on streets maintained by the Town shall be governed by New York State law.

§ 84-4. Responsibility of parent or guardian.

- A. It shall be unlawful for the parent, guardian or any person having the care, custody or control of any child under the age of 16 years to knowingly permit such child to operate an ATV in violation of this chapter.
- B. Whenever any child under the age of 16 years is alleged to have violated this chapter, his or her parent, guardian or any other person having the care, custody or control of the child shall be notified by the Code Enforcement Officer or police officer.
- C. Where an ATV is operated in violation of this chapter by a child under the age of 16 years, there shall be a rebuttable presumption that his or her parent, guardian or any other person having the care, custody or control of the child has knowingly permitted such operation.
- D. The failure of any person charged under this section to rebut the presumption shall not mean that the trier of fact must find the person guilty or that the burden of proof relative to the underlying charge(s) has been shifted upon the accused.

§ 84-5. Exclusions.

This chapter shall not apply to the operation of ATVs under circumstances regulated by any agency of the State of New York, or to any ATV operated by a public official or public employee in his or her official capacity for a public purpose, including emergency service, police protection, fire protection, public works activity and any other such use or activity approved by the Town.

§ 84-6. Enforcement. [Amended 3-15-2022 by L.L. No. 2-2022]

All employees of the Department of Planning and Development, the Department of Public Works, the Department of Public Safety, and the Department of Parks who are now or hereafter charged with the responsibility to perform inspection and/or enforcement duties with regard to the laws, codes, ordinances, rules and regulations within the general jurisdiction of their respective departments, as well as police officers having jurisdiction, are hereby further empowered to enforce the provisions of this chapter and to issue appearance tickets returnable in the District Court of Nassau County for violations thereof.

§ 84-7. Penalties for offenses.

Any person or persons who shall violate any of the provisions of this chapter shall be punished as follows:

- A. For conviction of a first offense, by a fine of not less than \$500.
- B. For conviction of the second of two offenses, both of which were committed within a period of five years, by a fine of not less than \$1,500 and not more than \$3,000.
- C. For conviction of a third or subsequent offense, all of which were committed within a period of five years, by a fine of not less than \$5,000 and not more than \$10,000.
- D. The parent or legal guardian, other than a state or local social services department foster parent having custody, of any unemancipated person under the age of 16 years found guilty of a violation of this chapter shall be responsible for the payment of the fine imposed by a court of competent jurisdiction for such violation. In no event shall it be a defense that the parent or legal guardian has exercised reasonable supervision over the activities of the

person under the age of 16 years.

- E. The parent or legal guardian, other than a state or local social services department foster parent having custody, of any unemancipated person under the age of 16 years found guilty of a violation of this chapter shall be responsible for restitution for any damage caused to real property or improvements located thereon owned and/or operated by the Town. In no event shall it be a defense that the parent or legal guardian has exercised reasonable supervision over the activities of the person under the age of 16 years.

§ 84-8. Impoundment.

- A. Any ATV operated in violation of this chapter shall be subject to impoundment by a duly sworn police officer acting pursuant to his or her official duties. The law enforcement agencies impounding an ATV pursuant to this chapter may promulgate regulations for the storage and release of impounded ATVs.
- B. Where notification of impoundment to titled owners is required by regulation, the law enforcement agency providing such notification shall not be liable for any damages arising out of the provision of an erroneous name or address of such owner.

§ 84-9. Conflicts with state law.

Should any section or portion of this chapter conflict with the laws of the State of New York applicable to the operation, registration, ownership or control of ATVs, the laws of the State of New York shall take precedence.

§ 84-10. SEQRA determination.

It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, ECL § 8-0101 et seq., and its implementing regulations, Part 617 of 6 NYCRR, that the adoption of this chapter is a "Type II" action within the meaning of Section 617.5(c)(20) of 6 NYCRR, pertaining to "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment" and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

§ 84-11. Severability.

If any clause, sentence, paragraph, section, word or part of this chapter is adjudged by any court of competent jurisdiction to be invalid, the judgment shall not affect, impair or invalidate the remainder of this chapter but shall be confined in its operation to the clause, sentence, paragraph, section, word or part of this chapter directly involved in the controversy in which judgment is rendered.

Chapter 86

(RESERVED)

[Editor's Note: Former Ch. 86, Amusements, adopted 8-27-1974 (Ch. 3, Art. I, of the 1971 Code), as amended, was removed at the request of the town due to a Supreme Court

case.]

Chapter 93

BUILDING CONSTRUCTION

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 6, Arts. I through III, of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Planning and Development Department — See Ch. 4, Art. V. **Housing standards** — See Ch. 135.

Electrical standards — See Ch. 107. **Zoning** — See Ch. 246.

Flood damage prevention — See Ch. 121.

ARTICLE I
General Provisions

§ 93-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

ALTERATION — As applied to any building or structure, together with all their component parts and complements, any change or rearrangement in the structural parts or in the exit facilities, or any enlargement, whether by extending on a side or by increasing in height; or the moving from one location or position to another. The term "alter" in its various modes and tenses and its participial forms refers to the making of an alteration.

APPROVED — As applied to a material, device or mode of construction, approved by the Commission of the Department of Planning and Development, under the provisions of this chapter, or by other authority designated by law to give approval in the matter in question.**[Amended 5-6-1980]**

CERTIFICATE OF APPROVAL — Issued upon satisfactory completion of plumbing work authorized by permit.**[Added 2-4-1992]**

CERTIFICATE OF COMPLETION — Issued upon satisfactory completion of work when a permit does not require a certificate of occupancy or certificate of approval.**[Added 2-4-1992]**

CERTIFICATE OF OCCUPANCY — Issued upon satisfactory completion of construction work authorized by the building permit for construction and alterations to habitable space, occupied space, assembly space and nonhabitable space as defined in this chapter.**[Added 2-4-1992]**

CERTIFICATION OF OCCUPANCY — Issued in place of a certificate of occupancy for structures built prior to May 25, 1943, after satisfactory inspection of a premises, review of records and a survey not more than one year old, or to certify that a certificate of occupancy had previously been issued for a premises.**[Added 2-4-1992]**

DWELLING — A building containing one or more dwelling units.**[Added 12-19-2006 by L.L. No. 12-2006]**

DWELLING, MULTIFAMILY — A dwelling containing three or more dwelling units. The term shall include "apartment."**[Added 12-19-2006 by L.L. No. 12-2006]**

DWELLING, ONE-FAMILY — A dwelling containing one dwelling unit.**[Added 12-19-2006 by L.L. No. 12-2006]**

DWELLING, TWO-FAMILY — A dwelling containing two dwelling units.**[Added 12-19-2006 by L.L. No. 12-2006]**

DWELLING UNIT (or UNIT) — A building or portion thereof providing complete housekeeping facilities for one family, including independent cooking, sanitary and sleeping facilities, and that is physically separate from any other dwelling unit.**[Added 12-19-2006 by L.L. No. 12-2006]**

EQUIPMENT — Includes but is not limited to one or more outdoor air-conditioning units, outdoor oil tanks and petroleum tanks, swimming pool heaters and solar energy panels. Equipment which is accessory to a building shall be deemed a structure for the purposes of this chapter.**[Added 5-6-1980]**

OWNER — Includes his duly authorized agent or attorney, a purchaser, devisee and a person having a vested or contingent interest in the property in question.

§ 93-2. Scope and applicability.

All matters concerning, affecting or relating to the construction, alteration or removal of buildings or structures herein specified as public, residence, business or storage buildings, together with all their component parts and complements, ice houses, farm buildings, warehouses, pavilions, piles for foundations and for retaining purposes, docks, wharfs, piers, seawalls and retaining walls, erected or to be erected within the zoned areas of the Town and outside the limits of any incorporated village are presumptively provided for in this chapter. Such provisions shall apply with equal force to district, Town, county or state or federal buildings as they do to private buildings and structures, except as may be otherwise specifically provided for.

§ 93-3. Chapter to be remedial; construal of provisions.

This chapter is hereby declared to be remedial, and shall be construed to secure the beneficial interests and purposes thereof which are health, safety and welfare; through structural strength and stability, adequate light and ventilation and safety to life and property from fire and hazards incident to the construction, alteration, repair, removal or demolition of buildings or structures.

§ 93-4. Conformance required. [Amended 5-6-1980]

No building or structure shall be constructed, altered, repaired or removed, nor shall the equipment of a building, structure or premises be constructed, installed, altered, repaired or removed except in conformity with the provisions of this chapter or authorized rule or approval of the Commissioner of the Department of Planning and Development or his designee made and issued thereunder.

§ 93-5. Commissioner to be building inspector; deputies. [Amended 5-6-1980]

The Commissioner of the Department of Planning and Development shall be deemed the building inspector within the meaning of statutory law for the purposes of this chapter and shall promulgate written departmental rules and regulations which provide for the orderly administration and enforcement of this chapter. The Commissioner may designate his deputy or the head of a division within the Department of Planning and Development to perform, in whole or in part, whatever duties he deems necessary for the administration and enforcement of this chapter.

§ 93-6. Acceptance of statute. [Amended 3-27-1984]

The Town Board hereby accepts the applicability of Article 18 of the Executive Law of the State of New York, known as the "New York State Uniform Fire Prevention and Building Code Act," all in accordance with Chapter 707, § 1, of the Laws of 1981, as amended.

§ 93-7. Conflicts with other legislation.

The provisions of this chapter shall not be deemed to modify any provision of the laws of the state or the laws, rules and regulations of the Department of Health of the state, the Department of Health of the county, the provisions of the Workmen's Compensation Law and the labor laws of the state, nor of any ordinance in conflict with this chapter, but shall be regarded as supplementing such statutes and ordinances, and whichever imposes the greater restrictions shall be controlling.

§ 93-8. Variances. [Amended 3-12-1991 by L.L. No. 1-1991]

Variances shall be determined by the Regional Board of Review, pursuant to NYCRR Part 40.

§ 93-9. Determination of matters not covered. [Amended 5-6-1980]

All matters and questions relating to building or building operations necessary for safety and public welfare but not covered or provided for in this chapter shall be decided by the Commissioner of the Department of Planning and Development or his designee according to the best trade practices or recognized standards of competent authorities having jurisdiction or specializing in the same, and the decision shall be binding as if contained in this chapter.

§ 93-10. Stop-work orders. [Amended 5-6-1980]

- A. Whenever the Commissioner of the Department of Planning and Development or his designee shall find that by reason of defective or illegal work in violation of a provision or requirement of this chapter the continuance of a building operation is contrary to public welfare, he may order, either orally or in writing, all further work to be stopped and may require suspension of the work until the condition in violation has been remedied.
- B. Whenever the Commissioner of the Department of Planning and Development or his designee shall find that the execution of any work for which a permit is issued is contrary to this chapter or the plans and specifications and application submitted for the building permit, he shall serve notice or order upon the persons responsible, directing the discontinuance of such illegal action and the remedying of the condition that is in violation of the provisions of this chapter.

§ 93-11. Certification of supervision. [Amended 3-12-1991 by L.L. No. 1-1991]

- A. No building permit will be issued pursuant to this chapter for the construction of a building which is to have a total floor area in excess of 10,000 square feet until an affidavit is filed with the Department of Planning and Development certifying that the construction of the building will be supervised by a professional engineer or an architect licensed or registered in the state. The affidavit shall be signed, sworn to and acknowledged by the engineer or architect who will supervise the construction and is to have his professional seal affixed. In the event that such engineer or architect shall, for any reason, discontinue his supervision of the construction of the building at any time prior to its completion, he shall immediately notify the Department of Planning and Development of that fact, and, thereupon, the building permit issued for such construction shall be suspended and no further work shall be done thereunder until another such affidavit shall be filed with the Department of Planning and Development, certifying that supervision of the construction has been resumed by another or the same engineer or architect.
- B. No certificate of occupancy will be issued for a building subject to the provisions of Subsection A until a final certificate is filed with the Department of Planning and Development by the engineer or architect who supervised the construction that the building was, to the best of his knowledge, in fact erected in conformity with the plans filed with the Department of Planning and Development.

§ 93-12. Penalties for offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

Except as otherwise expressly provided and in addition to any other remedy for an offense against this chapter, any person committing an offense against this chapter or any section or provision thereof or failing to comply therewith or with any of the requirements thereof or who erects, constructs, alters or repairs or who has erected, constructed, altered or repaired a building or structure in violation of any statement or plan submitted and approved pursuant to this chapter or a permit or certificate issued pursuant to this chapter shall be guilty of a violation punishable by a fine of not more than \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and, upon conviction for a third or subsequent offenses, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. The owner and/or tenant of a building, structure or premises or part thereof where anything in violation of this chapter shall be placed or shall exist and any architect, engineer, builder, contractor, agent, person or corporation, who may have assisted in the commission of such offense, shall each be guilty of a separate offense and, upon conviction thereof, shall be dealt with as herein provided. Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of fines authorized in this section.

§ 93-12.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 93-13. Actions by Attorney.

The imposition of the penalties in this chapter shall not preclude the Town Attorney from instituting any appropriate action or proceeding to prevent an unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use, or to restrain, correct or abate a violation, or to prevent an illegal act, conduct, business or use in or about any premises.

§ 93-14. Derelictions of duty and oversights. [Amended 5-6-1980]

No oversight or dereliction of duty on the part of the Commissioner of the Department of Planning and Development or his designee shall legalize the erecting, construction, alteration, removal, use or occupancy of a building or structure that does not conform to the provisions of this chapter.

§ 93-14.1. Temporary fences. [Added 2-4-1992]

Before, during and after any excavation shall be made in or upon any lot or plot or premises within the Town of Oyster Bay upon or in which excavation it is intended to erect a foundation or footing to be used in the construction or alteration of any building, wall or structure, or any part of either, or of any platform, staging or flooring to be used for standing or seating purposes,

the owner or person doing or causing such work to be done shall in addition to any other chapter under this Code which may require fencing, upon the order or general rule of the Superintendent of Buildings, erect and maintain, before, during or after such operation, in front of or enclosing the lot, plot or premises upon or in which an excavation is intended to be made or is made a substantial fence not less than six feet high of wood or other suitable material, which shall be built solid for its full length except for such openings provided with sliding doors or doors sliding inwards as may be necessary for a proper prosecution of the work.

ARTICLE II
Building Permits

§ 93-15. When required; exceptions. [Amended 10-9-1979]

- A. It shall be unlawful to excavate or construct, alter, remove or demolish or to commence the construction, alteration, removal or demolition of a building or structure, except portable-type tool sheds or other noncommercial storage buildings 100 square feet or less, without first obtaining a building permit therefor from the Division of Building of the Department of Planning and Development. **[Amended 3-12-1991 by L.L. No. 1-1991]**
- B. It shall be unlawful to alter, add to or subtract from the existing or natural grade of a parcel or part thereof without first obtaining a grading permit therefor from the Commissioner of the Department of Planning and Development. When a grading plan is included as part of a building permit application, a separate permit therefor shall not be required. **[Amended 3-12-1991 by L.L. No. 1-1991]**
- C. Repairs to buildings or structures may be made without filing an application or obtaining a building permit if no structural alteration is made and if the repairs are in accordance with the provisions of this chapter.

§ 93-16. Form and contents of application.

- A. An application for a building permit shall be in writing and submitted in such form as the Commissioner of the Department of Planning and Development or his designee may prescribe. **[Amended 5-6-1980]**
- B. The application for a building permit shall be made by the owner or lessee, or agent of either, or the architect, engineer or builder employed in connection with the proposed work. If such application is made by a person other than the owner in fee, it shall be accompanied by a duly verified affidavit of the owner in fee or the person making the application that the proposed work is authorized by the owner in fee and that the person making the application is authorized to make such application. In such cases where a building permit application is filed for proposed work on or at property owned by the Town of Oyster Bay, the Commissioner having jurisdiction over such property, or his or her designee, shall be authorized to execute such building permit application on behalf of the Town, which signature shall merely indicate the owner's acknowledgement that the permittee seeks to engage in proposed work on or at Town-owned property. **[Amended 5-8-2018 by L.L. No. 5-2018]**

§ 93-16.1. Safe and code-compliant construction. [Added 8-28-2007 by L.L. No. 10-2007; amended 9-12-2017 by L.L. No. 8-2017]

- A. This section shall be applicable only to applications for building permits for construction, as defined herein, in, on or of commercial buildings of 100,000 square feet or more, including, without limitation, renovation or site work to be performed in connection with commercial buildings, as more fully defined in § 93-16.2, filed on or after the effective date of this section.
- B. A permit shall be deemed to meet the threshold of 100,000 square feet if, in the discretion of the Commissioner of the Department of Planning and Development:

- (1) The construction project described in the application for the permit is equal to or exceeds 100,000 square feet; or
- (2) The area of the building, facility or physical structure where such construction shall be performed equals or exceeds 100,000 square feet; or
- (3) The construction project described in the application for permit is part of a larger, related project, as defined in § 93-16.2, which when taken together equals or exceeds 100,000 square feet; or
- (4) Within a period of 18 months prior to said application the total square footage of all applications for building permits for construction at said premises is for 100,000 square feet or more in the aggregate.

§ 93-16.2. Definitions. [Added 9-12-2017 by L.L. No. 8-2017]

As used in this §§ 93-16.1 through 93-16.4, the following terms shall have the meanings indicated:

D.O.L. CERTIFICATE OF COMPLETION — A certificate issued by the New York State Department of Labor which recognizes an employee's successful completion of an apprenticeship program.

COMMERCIAL BUILDING — All structures used for purposes other than private one- or two-family residences, and shall include, without limitation, buildings used for offices, retail or wholesale stores, warehouses, schools, and public buildings.

CONSTRUCTION — Any design, construction, reconstruction, improvement, rehabilitation, maintenance, repair, installation, furnishing, alteration, renovation, demolition, or equipping of any building, facility or physical structure of any kind, as set forth in § 816-b of the New York State Labor Law, which requires the approval of the Town of Oyster Bay or any of its departments or agencies.

CONTRACTOR or SUBCONTRACTOR — A contractor or subcontractor which employs labor for construction as defined herein.

RELATED PROJECT — Construction for which an application or applications have been filed within nine months of each other; or construction projects located in the same building, facility or physical structure; or construction projects located in contiguous buildings, facilities or physical structures, where there exists a commonality of ownership or occupancy, including, but not limited to, a condominium form of ownership.

SPONSOR — Any organization or entity operating an apprenticeship program registered with the New York State Department of Labor and in whose name the program is registered.

§ 93-16.3. Apprenticeship requirements. [Added 9-12-2017 by L.L. No. 8-2017]

- A. The Town of Oyster Bay hereby requires any contractor or subcontractor who is performing construction, as defined in § 93-16.2, to be a participant in good standing of a qualified apprenticeship program that is registered with and approved by the New York State Department of Labor and to have apprenticeship agreements, as evidenced by valid D.O.L. certificates of completion which are specifically identified as pertaining to the trade(s) and/or job title(s) necessary for said construction project.

- B. Prior to the issuance of a building permit for construction, as defined herein, a contractor must submit to the Town D.O.L. certificates of completion showing that they, or their sponsor, graduated at least one apprentice from a New York State or United States Department of Labor approved and registered Class "A" apprenticeship program, in the trade and/or job title necessary for said construction project, within the 24 months immediately preceding application for building permit, and at least one apprentice currently registered in a New York State or United States Department of Labor approved and registered Class "A" apprentice program, as evidenced by a New York State Department of Labor approved Form AT-401 certificate or similar certificate. If a Contractor is a signatory to a sponsor, the contractor must submit to the Town a letter from the sponsor verifying its signatory status.
- C. It shall be a contractor's responsibility to submit the required D.O.L. certificates of completion as part of any application for a building permit submitted in connection with construction and to provide to the Town department or agency administering the construction the identity of apprentices who have graduated from their apprenticeship program.
- D. If a contractor utilizes a subcontractor, the contractor shall submit D.O.L. certificates of completion showing that the subcontractor or the subcontractor's sponsor graduated at least one apprentice from a state approved and registered apprenticeship program, in the trade and/or job title necessary for the construction, within a time period immediately preceding the application for building permit for such project, the length of said time period to be calculated by adding 24 months to the specific trade's program length as set forth in the New York State Prevailing Wage Schedule, subject to the exception found in Subsection "F" of this section. The contractor must submit these certificates at a time designated by the department or agency administering the construction, but in any event, these forms must be received by the Town prior to a subcontractor beginning work. If the subcontractor is a signatory to a sponsor, the contractor must submit to the Town a letter from the sponsor verifying the signatory status.
- E. It shall be the responsibility of the Town Department of Planning and Development to verify that a contractor or subcontractor is a participant in a state approved and registered apprenticeship program and to submit the D.O.L. certificates of completion to the Town.
- F. For the purposes of this section only, the length of program for the trade of laborer shall be two years.

§ 93-16.4. Determination of Commissioner [Added 9-12-2017 by L.L. No. 8-2017]

- A. The determination of compliance with this section shall be made and certified by the Commissioner of the Department of Planning and Development. An aggrieved party may appeal such determination in an Article 78 proceeding to the Supreme Court, Nassau County, filed within 30 days of the filing of the determination by the Commissioner with the Town Clerk or the mailing of such determination to the applicant, whichever is later.
- B. It is the intent of the Town Board to exercise its municipal home rule powers to supersede any inconsistent provisions of state law, with specific reference to the time periods to commence legal action set forth in CPLR § 217, Subdivision 1, or any other inconsistent provision of state law with respect to the subject matter of this code provision.

§ 93-17. Drawings to accompany application. [Amended 5-6-1980]

An application for a building permit shall be accompanied by two sets of drawings of the proposed work, drawn to scale, including floor plans, elevations, structural details and plot diagrams. One set of such plans and specifications shall be retained by the Commissioner of the Department of Planning and Development or his designee and the other set of plans and specifications shall be certified by the Commissioner of the Department of Planning and Development or his designee and delivered to the applicant. In addition to all other details normally and customarily required and included in plot diagrams, each parking stall and the space for ingress and egress shall be clearly specified and shown in detail.

§ 93-17.1. Engineer's or architect's seal and signature. [Added 3-12-1991 by L.L. No. 1-1991]

All building plans must comply with the New York State Education Law regarding licensed engineers' or architects' seals and signatures.

§ 93-18. Amendments. [Amended 2-4-1992]

- A. Nothing in this chapter shall prohibit the filing of amendments to an application for a building permit or to a plan or other drawing of the work for which the building permit was sought. Such amendments, after approval, shall be filed with and deemed part of the original application.
- B. Should a proposed amendment(s) cause an increase of \$1,000 or more of the estimated cost of construction or affect 5% or more of the area contemplated by the original permit, an amendment fee shall be required.

§ 93-19. Approval, disapproval or partial approval.

- A. The application for a building permit shall be examined within a reasonable time after filing and if, after examination, it appears that the proposed work will be in compliance with the provisions of this chapter and other laws applicable thereto, and that the proposed construction or work will be safe, the application will be approved and a building permit issued; if the examination reveals otherwise, the application will be returned as rejected and the findings noted in a report attached to the application.
- B. Nothing in this section shall be construed to prevent the Commissioner of the Department of Planning and Development or his designee from issuing a permit for the construction of part of a building or structure before the entire plans and detailed statements of said building or structure have been submitted or approved, if adequate plans and detailed statements have been presented for the same and have been found to comply with this chapter. [Amended 5-6-1980]

§ 93-20. Regulations for issuance. [Amended 7-15-1975; 10-5-1976; 3-29-1977; 5-6-1980; 3-12-1991 by L.L. No. 1-1991]

- A. Each application for a building permit shall be reviewed, prior to the issuance thereof, by the Department of Planning and Development of the Town of Oyster Bay in order to determine adequacy of on-site and off-site drainage, grading and elevation of land, and underground utility lines for streetlighting. The Commissioner of the Department of

Planning and Development or his designee shall establish rules and regulations for the implementation of this section pursuant to Subsection C herein. Such rules and regulations shall provide for inspection of the building construction site wherever necessary.

- B. Prior to the issuance of a certificate of occupancy, the Department of Planning and Development shall review the final site grading and drainage flow with regard to streets and private roadways, sidewalks and adjacent properties.
- C. The Commissioner of the Department of Planning and Development or his duly appointed designee shall establish rules and regulations which shall be known as "Individual Building Site Plan Rules and Regulations." Such rules and regulations shall provide, among other things, appropriate specifications for underground utility lines for street lighting, minimum standards for on-site and off-site drainage, grading, elevation and landscaping so as to ensure that the drainage flow is away from each building, street, private roadway and adjacent properties wherever practicable and to ensure that such flow is not diverted onto adjacent properties but is dispersed on the premises by natural absorption or by the installation of customarily acceptable drainage or retention facilities as approved by the Commissioner of Planning and Development or his duly appointed designee. Such rules and regulations shall be in addition to but shall not be in conflict with the jurisdiction of Nassau County, New York State or the United States of America. **[Amended 2-4-1992]**
- D. The Commissioner of the Department of Planning and Development or his duly appointed designee shall have the authority to waive the requirements of this section whenever the construction or alteration of a building is so insubstantial that the application of the rules and regulations promulgated pursuant to this section would serve no public purpose. **[Amended 2-4-1992]**
- E. In pursuance of this section the Commissioner of the Department of Planning and Development or his designee shall require an applicant for a building permit to provide any additional maps, site plans, drawings and surveys as he deems necessary for the administration of this chapter.
- F. Each applicant for a building permit or certificate of occupancy shall comply with all drainage, grading, elevation, underground utility lines and landscaping requirements established pursuant to this section. Whenever the Commissioner of the Department of Planning and Development or his designee determines that drainage, grading or landscaping cannot be completed in accordance with the "Individual Building Site Plan Rules and Regulations" due to practicable difficulty or unnecessary hardship, the certificate of occupancy may be issued subsequent to the posting of a surety bond or certified check in an amount established pursuant to the aforesaid rules and regulations.
- G. Upon submission of an application for a building permit for the erection of any structure on soil which has been filled or which is on bog, silt, soft clay, mud, muck or other impervious material, the Commissioner of the Department of Planning and Development or his designee shall be supplied with all engineering data, tests or other information deemed necessary by the Commissioner of the Department of Planning and Development or his designee to ascertain the methods and material to be used to ensure proper support of the structure or structures proposed. The cost of such tests, data or other information shall be borne by the applicant. This information must be certified by an engineer or architect properly licensed by the state.
- H. Any major renovation, repair of an existing building or new dwelling built in the area

shown as a special flood hazard area, on a map prepared by the United States Department of Housing and Urban Development, for the Town of Oyster Bay, shall comply with the following additional requirements and procedures:

- (1) The main floor of any structure erected pursuant to this provision, including kitchens and at least half of the total number of bedrooms, shall be elevated to or above the base flood elevation.
- (2) All heating electrical equipment, electrical service and panel, shall be elevated to or above the base flood elevation.
- (3) All habitable floors shall be at least four feet above groundwater.
- (4) If any other provisions of local laws or ordinances shall conflict with that which is herein contained, the ordinances concerning flood control and reduce flood losses shall take precedence.
- (5) (Reserved)¹⁷

- I. Each applicant for a subdivision of land shall furnish and install suitable cable for direct burial and through conduits which shall include all connections to the source points, together with all materials and accessories required to make a complete wiring installation for energy supply as per specifications established pursuant to Subsection C of this section. Cable under driveways and in roadways shall be contained in conduit. Streetlighting cable shall be not less than 18 inches below grade and not less than 24 inches below grade when contained in conduit.

§ 93-21. Bonds. [Amended 5-6-1980; 2-4-1992]

A performance bond may be requested by the Commissioner of the Department of Planning and Development or his duly appointed designee to indemnify the Town for damage caused by the moving of a building or structure. If such performance bond is requested, no permit to remove a building or structure shall be granted until the performance bond is filed with the Town of Oyster Bay. A certified check, cashier's check or money order may be posted in place of such performance bond.

§ 93-22. Fees. [Amended 6-14-1977; 6-14-1988; 2-4-1992; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

The following fees shall be charged for permits required by this chapter.

- A. For a permit for the installation of a private sewage disposal system for one- and two-family use and all other private sewage and stormwater disposal systems, the fee shall be the amount indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.
- B. Fees, based on the cost of improvements as determined by the Means Square Foot Manual, shall be the amounts indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.
- C. A minimum nonreturnable fee in the amount indicated in the fee schedule established by

17. Editor's Note: Former Subsection H(5), Committee, was repealed 2-4-1992.

the Commissioner of the Department of Planning and Development shall be charged for all building permit and amendment applications required by this chapter.

§ 93-23. Work to conform to permit. [Amended 5-6-1980]

All work performed under a permit issued by the Commissioner of the Department of Planning and Development or his designee, signed by him or his authorized assistant, shall conform to the approved application and plans and approved amendments thereof.

§ 93-24. Time limitations. [Amended 5-6-1980; 8-9-1988; 3-12-1991 by L.L. No. 1-1991; 2-4-1992; 6-26-2018 by L.L. No. 6-2018]

- A. A building permit under which no work is commenced within six months after its issuance shall expire by time limitation. All building permits shall expire by time limitation if the work has not been concluded and a certificate of occupancy has not been obtained within one year of its issuance. A building permit may be renewed at any time prior to its expiration by the Commissioner of Planning and Development or his or her duly appointed designee where good cause is shown. The cost of such renewal shall be in accordance with the fee schedule as established by the Commissioner of the Department of Planning and Development and paid to the Town, in cash or by check made payable to the Town of Oyster Bay. A permit which has expired by time limitation pursuant to this section is void and of no further force or effect.
- B. If any excavation or construction shall have been commenced under a permit which has expired by time limitation, the permittee shall, upon due notice from the Commissioner of the Department of Planning and Development or his or her duly appointed designee, remove or demolish the construction and fill in the excavation and restore the ground to its original condition within the time limitation set forth by said Commissioner or said designee.

§ 93-25. Revocation or suspension. [Amended 5-6-1980; 2-4-1992]

The Commissioner of the Department of Planning and Development or his duly appointed designee may suspend or revoke, upon notice, a building permit or departmental approval issued under the provisions of this chapter in any case where there has been a false statement or misrepresentation as to a material fact in the application or plans and specifications on which the permit or approval was based.

§ 93-26. Posting; retention of plans.

- A. A copy of a building permit issued pursuant to this chapter shall be kept on the premises open to public inspection during the prosecution of the work and until the completion of the work.
- B. The certified copy of the approved plans and specifications must be kept on the premises at all times until completion of the work.
- C. A copy of the building permit issued pursuant to this chapter shall at all times be affixed to the building so that it is visible from the street or kept on display at all times in some easily accessible place at the site, approved by the building inspector.

§ 93-27. Demolition permit. [Amended 3-12-1991 by L.L. No. 1-1991]

No permit for demolition shall be issued until security in the form of a performance bond or certified check is filed with the Commissioner of the Department of Planning and Development. The security shall insure removal of rubble and debris and insure that the premises will be returned, after the demolition is completed, to a safe condition.

§ 93-27.1. ENERGY STAR® requirements. [Added 12-19-2006 by L.L. No. 12-2006]

- A. Purpose and intent. It is the purpose of this section to protect the public health, safety and welfare of the residents of the Town of Oyster Bay by mandating that any new one family, two-family, or multifamily dwelling shall comply with the guidelines of the New York ENERGY STAR® Labeled Homes Program (hereinafter "the Program"), as set forth by the Long Island Power Authority (hereinafter "LIPA"), thus ensuring that said dwelling will consume considerably less energy than if constructed under prevailing building standards. Compliance with the guidelines of the Program as outlined in this section shall be required in addition to compliance with current standards outlined in the Energy Conservation Construction Code of the State of New York (the "Energy Code").
- B. Pursuant to the Consolidated Laws of New York State, Chapter 17-A, Energy, Article 11, § 11-109, municipalities are authorized to enact local energy conservation construction codes, such as are set forth in the standards contained in this section, which are more stringent than the New York State Uniform Building Code.
- C. Any new one-family, two-family, or multifamily dwelling, in buildings containing four or fewer units, with a separate means of egress for each dwelling, minimum of one heating facility for each four dwelling units and a separate primary electric meter for each dwelling unit, including townhouses (hereinafter "subject dwelling"), shall be constructed to comply with the requirements of the Program, in accordance with the standards and implementation schedule specified in Subsection C(1), (2) and (3) contained herein.
 - (1) The Program requirements must be satisfied by compliance with one of the following standards:
 - (a) The Builder Option Package as established by LIPA; or
 - (b) Achieving a home energy rating of 84 or higher on the current expanded Home Energy Rating System (hereinafter "HERS") Scoring System adopted by the State of New York, which corresponds to an Index of 70 or less as defined in the "2006 Mortgage Industry National Home Energy Rating Systems Standards" promulgated by the Residential Energy Services Network ("RESNET").
[Amended 10-16-2012 by L.L. No. 3-2012]
 - (2) In addition to demonstrating compliance with one of the standards set forth in Subsection C(1) above, the subject dwelling must comply with the following additional requirements:
 - (a) Include a total of 500 kilowatt-hours of electricity savings per dwelling unit as defined by the Program; and
 - (b) Include an automatically controlled mechanical ventilation system as required by the Program; and

- (c) Prior to issuance of a certificate of occupancy, comply with the "Combustion Safety Testing Standards and Procedures for New York ENERGY STAR® Labeled Homes" standards, as tested by an analyst certified by the Building Performance Institute or an analyst with equivalent training approved by LIPA.
 - (3) Commencing on August 1, 2008, prior to the issuance of a building permit, the applicant shall certify that the Subject Dwelling will comply with all aspects of the Program, using either the HERS or Builder Option Package method. Prior to issuance of a certificate of occupancy for the Subject Dwelling, all field verification and testing requirements of the Program shall be met.
- D. Issuance of building permits for multifamily dwellings.
- (1) Commencing on August 1, 2008, no building permit shall be issued for any multifamily dwelling in buildings with more than four units, or where the units share a common egress, unless the applicant certifies that the plans demonstrate compliance with:
 - (a) The thermal envelope requirements (R values and U-values only); and
 - (b) The electrical savings and ventilation requirements; and
 - (c) The equipment efficiency requirements of the LIPA Builder Option Package prescriptive standards.
 - (2) No third-party verification or field testing shall be required under this method.
- E. Exemptions. Notwithstanding any provision contained in Subsections B, C and D above, the testing and verification requirement may be waived upon LIPA submitting a certification that no testing or verification protocol and procedure can be applied accurately in a particular building configuration.

ARTICLE III

Certificate of Occupancy, Certificate of Completion

[Amended 6-14-1977; 5-6-1980; 2-7-1984; 6-14-1988; 3-12-1991 by L.L. No. 1-1991;
2-4-1992; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012; 6-26-2018 by L.L.
No. 6-2018]

§ 93-28. Certificate of occupancy, when required.

No building hereafter erected, enlarged, extended or altered shall be occupied or used, in whole or in part, until a certificate of occupancy, certifying that the building conforms to the approved plans and the requirements of this chapter and stating the purposes for which the building may be used in its several parts, and any special stipulations, shall have been issued by the Commissioner of the Department of Planning and Development or his or her designee and signed by him/her or his/her authorized assistant. If the occupancy or use of a building is not discontinued during the work of alteration, the occupancy or use of the building shall not continue for more than 30 days after completion of the alteration unless a certificate of occupancy shall have been issued.

§ 93-28.1. Certificate of completion, when required.

When a building permit has been issued for work which does not require a certificate of occupancy, the building permit shall remain open until a certificate of completion has been issued after a final inspection.

§ 93-29. Temporary certificates.

The Commissioner of the Department of Planning and Development may promulgate rules and regulations for the issuance of temporary certificates of occupancy and conditional certificates of occupancy as may be necessary for the orderly and proper administration of this chapter. Such rules and regulations shall require, wherever appropriate, that an acceptable land survey prepared by a licensed land surveyor shall be filed prior to the issuance of a certificate of occupancy.

§ 93-30. Changes of occupancy.

- A. No change of occupancy or use shall be made in a building hereafter erected or altered that is not consistent with the last issued certificate of occupancy for such building unless a permit is secured. In case of an existing building, no change of occupancy that would bring it under some special provision of this chapter shall be made unless the Commissioner of the Department of Planning and Development, upon inspection, finds that the building conforms substantially to the provisions of this chapter with respect to the proposed new occupancy and use, and issues a certificate of occupancy therefor.
- B. The reestablishment in a building, after a change of occupancy has been made, of a prior use that would not have been permitted in a new building of the same type of construction is prohibited. The change from a specifically prohibited use to another specifically prohibited use shall not be made.
- C. The Commissioner of the Department of Planning and Development or his duly appointed designee may suspend or revoke, upon notice, a certificate of occupancy, certification of occupancy, certificate of completion or departmental approval issued under the provisions of this chapter in any case where there has been a false statement or misrepresentation as to a material fact in the application or plans and specifications on which the certificate,

certification or approval was based.

§ 93-31. Fees.

The fee for any permit, certificate of occupancy, or certificate of completion issued under this article shall be in an amount as determined by the Commissioner of the Department of Planning and Development.

ARTICLE IV
Inspections of Elevators
[Added 2-28-1978 by L.L. No. 1-1978]

§ 93-32. Purpose.

The purpose of this article is to ensure and promote safe and reliable elevator service to the residents, occupants and employees or persons residing, occupying and working in buildings in the Town of Oyster Bay.

§ 93-33. Statutory authority.

This article is enacted pursuant to the terms and provisions of § 124 of the General Municipal Law of the State of New York relating to the inspection of building elevators in Nassau County.

§ 93-34. Definitions. [Amended 3-12-1991 by L.L. No. 1-1991; 6-26-2018 by L.L. No. 6-2018]

As used in this article, the following terms shall have the meanings indicated:

CODE — The Building Code of the Town of Oyster Bay, New York State Uniform Fire Prevention and Building Code and approved generally accepted standards.

COMMISSIONER — The Commissioner or Deputy Commissioner of the Department of Planning and Development, or their authorized designees.

ELEVATOR — Any device designed or used for the purpose of moving people or material from one floor to another in a vertical manner, excluding the following: dumbwaiters, escalators or similar devices.

RECOGNIZED ELEVATOR REPAIR OR INSTALLATION COMPANY — An elevator company engaged in the repair, servicing, maintenance or installation of elevators employing service mechanics with a minimum of five years' experience in such repair, maintenance or installation of elevators.

§ 93-35. Responsibilities of owners or agents. [Amended 4-16-1985; 2-4-1992; 10-15-1996 by L.L. No. 3-1996; 6-26-2018 by L.L. No. 6-2018]

- A. It shall be the duty and responsibility of the owners or agents of a building which has an elevator or elevators as defined in § 93-34 of this Code to register and provide the Superintendent of the Division of Building with a complete inspection report, which shall be obtained from a recognized elevator repair or installation company, an insurance company or a licensed professional engineer. Both hydraulic and cable elevators are required to have written findings of annual load testing. A hydraulic elevator must include pressure test findings. Buildings used for multiple dwelling purposes must comply with the requirements of this section. Buildings used as one-family, two-family or parent-child residences, provided the property owner resides on the premises, shall be exempt from the requirements of this section; however, elevators in such buildings must be inspected and approved upon installation and must be inspected upon the transfer of title of the premises in which they are located.
- B. Inspection reports shall be made twice a year. These inspection reports must be filed in the

Division of Building prior to the last days of June and December. A license renewal fee, as per the fee schedule established by the Commissioner of the Department of Planning and Development, shall be paid annually before December 31.

§ 93-36. Inspections and reports.

- A. An inspection report relating to passenger or freight elevators shall indicate all items and parts of the elevator that have been inspected and shall state that the elevator is in proper and safe working condition and complies with the regulations and standards of the code. **[Amended 10-15-1996 by L.L. No. 3-1996]**
- B. The Commissioner shall design an application form which shall be submitted with each inspection report. The application shall contain the name, address, telephone number of the owner of the building, any agent authorized by the owner, the inspector authorized to make the required inspection report, the tax section, block and lot of the property, the number of elevators within the building, date of inspection and a notarized signed statement stating the inspector has made the required inspection, that his inspection was conducted in accordance with the inspection procedures in the code, that the elevator complies with all the code requirements, and that said elevator is in proper and safe working order. **[Amended 5-6-1980]**

§ 93-37. Mirrors required. [Amended 5-6-1980]

All passenger elevator cars shall be equipped with a mirror located in rear of the car in order to make the entire interior of the car visible prior to persons entering into the elevator car. The mirror shall be convex and no less than eight inches in diameter. Any other type mirror must be approved by the Commissioner.

§ 93-38. Emergency devices.

All elevators shall be equipped with an approved type emergency lighting system, alarm bell and emergency escape hatch.

§ 93-39. Certificate of compliance. [Amended 5-6-1980]

- A. Upon the submission of an approved inspection report, application and the required fee, the Department of Planning and Development shall issue a certificate of compliance which shall show the date of the inspection and the expiration of said certificate. The certificate of compliance shall be posted in the elevator car in a suitable manner so that it cannot be defaced or mutilated. It shall be unlawful to remove or deface said certificate.
- B. If any elevator fails to meet the specifications for the safe operation thereof or fail to be posted with a proper certificate of compliance, the Commissioner shall issue an order that further operation of said elevator shall be suspended until such time as the unsafe condition is remedied or certificate of compliance is posted and such order may be physically posted on such elevator not to be removed until compliance has been effected.

§ 93-40. Fees. [Amended 10-15-1996 by L.L. No. 3-1996; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

The fee for any certificate of compliance issued under this article shall be in an amount as

determined by the Commissioner of the Department of Planning and Development.

§ 93-41. Penalties for offenses. [Amended 5-6-1980]

Any owner or agent who knowingly and willfully violates any provision of this article or who fails to comply with any order or requirement of the Commissioner shall be guilty of a violation punishable by a fine of not more than \$500, or by imprisonment of not more than 15 days.

Chapter 94**COLLATERAL LOAN BROKERS**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 3-31-2009 by L.L. No. 3-2009. Amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Secondhand dealers — See Ch. 192.

§ 94-1. Legislative intent.

General Business Law § 40, authorizes the licensing authority of the local governing body to issue licenses to carry on the business of a collateral loan broker. Therefore, this chapter is being enacted, pursuant to the requirements and standards set forth in Article 5 of the General Business Law, to set up a procedure by which the Office of the Town Clerk can issue said licenses.

§ 94-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COLLATERAL LOAN BROKERS — Any person, partnership or corporation:

- A. Loaning money on deposit or pledge of personal property, other than securities or printed evidences of indebtedness; or
- B. Dealing in the purchasing of personal property on condition of selling it back at a stipulated price; or
- C. Designated or doing business as a furniture storage warehouseman and loaning and advancing money upon goods, wares or merchandise pledged or deposited as collateral security.

§ 94-3. Registration statement.

As required by § 53 of the General Business Law, a copy of the collateral loan broker's registration statement shall be filed with the Town Clerk of the Town of Oyster Bay prior to the establishment of any premises as a collateral loan broker business.

§ 94-4. License required; application; issuance; restrictions.

- A. Pursuant to Article 5 of the New York State General Business Law, and in conformance with the provisions of this chapter as well as the procedures established in Chapter 147 of the Code of the Town of Oyster Bay, a license shall be obtained from the Town Clerk prior to the commencement of any collateral loan broker business in the Town of Oyster Bay. The fee for such license shall be the maximum amount authorized under §§ 40 and 41 of Article 5 of the General Business Law or such successor sections of that law as may be authorized by the New York State Legislature.

- B. No person, corporation, partnership, firm or association shall carry on the business of collateral loan broker within the Town of Oyster Bay without first obtaining a collateral loan broker license.
- C. Bonds; fees; conditions. Each collateral loan broker shall furnish a bond to the Town of Oyster Bay, with fees and conditions as set forth in § 41 of Article 5 of the New York State General Business Law. Any action on said bonds shall be in accordance with § 42 of Article 5 of that law.
- D. All licenses shall be placed and, at all times, displayed in a conspicuous place at the licensee's place of activity or business for which it is issued.
- E. Sign requirements.
 - (1) A collateral loan broker purchasing articles from the general public shall display, in a conspicuous place in his or her shop, a sign stating:

PURSUANT TO ARTICLE 5 OF THE NEW YORK STATE GENERAL BUSINESS LAW, A COLLATERAL LOAN BROKER IS AUTHORIZED TO PROVIDE LOANS ON ITEMS PLEDGED OR PURCHASE ITEMS OFFERED FOR SALE. YOU HAVE THE RIGHT TO USE AN ITEM AS COLLATERAL FOR A LOAN OR SELL THE ITEM IN ACCORDANCE WITH STATE AND LOCAL LAW. ALL SALES MAY BE CANCELED WITHIN FIVE BUSINESS DAYS IN ACCORDANCE WITH SAID ARTICLE 5. A SALE OF JEWELRY, WATCHES, PRECIOUS STONES, PRECIOUS METALS OR COINS CAN BE CONVERTED TO A LOAN WITHIN 14 DAYS FROM THE DATE OF THE SALE.

- (2) Such sign shall be made of a durable material, with letters being at least one inch high and having a stroke of at least 1/4 inch. The letters and background shall be of contrasting colors.
- F. Each license is personal to the licensee. It does not go with title to the land, nor may it be sold, assigned, transferred or disposed of.
- G. Application for license. Applicants for a license under this chapter must file an application with the Town Clerk of the Town of Oyster Bay, supplied by the Town Clerk, containing the following information:
 - (1) The name and description of the applicant. Individuals operating under a trade name must present a certified copy of the trade name certificate filed in the Nassau County Clerk's office. A partnership conducting business, whether or not under a trade name, must submit a certified copy of the partnership certificate filed in the Nassau County Clerk's office when the partnership was formed. A corporation must furnish a copy of the filing receipt for the certificate of incorporation from the New York State Secretary of State. A corporation from outside New York State must furnish a copy of its application for authority to do business in New York State from the New York State Secretary of State.
 - (2) The address of the applicant (local and legal).
 - (3) That the applicant is of legal age.

- (4) That the applicant is a citizen of the United States, whether by birth or naturalization, or an alien lawfully admitted for permanent residence in the United States; if by naturalization, the date and place where obtained. The naturalization certificate or permanent Board of Elections personal registration card may be used as proof of citizenship.
- (5) A statement as to whether or not the applicant has ever been convicted of or is now under charge of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefore, and such other facts or evidence as is deemed necessary to establish that the applicant is a person fit and capable of properly conducting the activity or business for which the license is sought.
- (6) A description of the exact type of business the applicant intends to conduct.
- (7) The name and address of the owner or owners of the land and the nature of the right of occupancy of the applicant to the use of such land.
- (8) Two photographs of the applicant taken not more than 60 days prior to the filing of the application. Said photographs shall be two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner. Two photographs and fingerprints are required of each individual applicant; two photographs and fingerprints are required of each partner; no photographs are required of corporate applicants, but all officers must be fingerprinted, as well as any stockholder of 10% or more of the stock.
- (9) If the applicant is a corporation, the name and address upon whom process or other legal notice may be served.
- (10) A copy of the applicant's fingerprints shall be duly submitted to the New York State Division of Criminal Justice Services. Any fees required for fingerprinting shall be the responsibility of the applicant. [AMENDED 6-29-2021 by L.L. No. 12-2021]

H. Issuance of license.

- (1) Upon receipt of the license application and upon the approval by the Town Clerk of the Town of Oyster Bay and the payment of the prescribed fees and bonds required of the applicant, the Town Clerk shall prepare and deliver said license to the applicant.
- (2) Every license issued hereunder shall be signed at the direction and in the name of the Town Clerk and sealed with the seal of the Town of Oyster Bay.
- (3) The Town Clerk shall keep a record of all licenses issued, as well as any other matters herein described.¹⁸

I. Grounds for denial. [Added 6-29-2021 by L.L. No. 12-2021]

- (1) The Town Clerk may deny a license or permit sought to be issued pursuant to this chapter, if he shall find that the requirements governing the issuance of the license or permit, as prescribed either by this chapter or the provisions of this Code or other

18. Editor's Note: Former Subsection H(4), which immediately followed and prohibited granting of a license to certain collateral loan brokers, was repealed 6-29-2021 by L.L. No. 12-2021. See Subsection I for current provisions on grounds for denial of a license.

ordinance rule or regulation requiring the license or permit, or the issuance of the license or permit or the issuance thereof have not been sufficiently complied with by the applicant.

- (2) In addition to the provisions of Subsection I(1), the Town Clerk may deny a license or permit for the following reasons:
- (a) If the applicant, or if the applicant is a firm or corporation, any of its members or officers or the person designated to manage or supervise the business, shall have been convicted of a misdemeanor or felony, which in the judgment of the Town Clerk renders the applicant unfit or undesirable to carry on the trade or occupation involved. Any decision regarding such applicant's fitness for a license must be made upon a review of the factors contained in New York State Correction Law §§ 701 through 703-b and 751 through 753; or
 - (b) If the applicant, in the judgment of the Town Clerk, is deemed to be an undesirable person or incapable of properly conducting the activity, trade or business of a collateral loan broker.
 - (c) If the applicant has been found by any court of the state to have practiced any fraud, deceit or misrepresentation in the conduct of the collateral loan broker business unless the Town Clerk, after Town Board approval, shall decide in any particular case upon the facts there presented that it is proper to issue the license applied for.
 - (d) If the applicant's license issued under this chapter has been revoked at any time during the year prior to the time of the application for the license.
 - (e) If the applicant's license which has been issued pursuant to this chapter has been suspended, and the period of such suspension has not expired at the time of this application for the license.

§ 94-5. Secondhand business.

Any collateral loan broker engaged in the purchase or sale of secondhand articles shall comply with § 47 of Article 5 of the New York State General Business Law and Chapter 192 of the Code of the Town of Oyster Bay.

§ 94-6. Interpretation of provisions.

In interpreting and applying the provisions of this chapter, the rule of interpretation applicable to remedial legislation shall be used so that the spirit and intent of this chapter shall be observed. All provisions shall be:

- A. Considered as minimum requirements; and
- B. Deemed neither to limit nor repeal any other powers granted to the Town of Oyster Bay under New York State statutes.

§ 94-7. Disclaimer of liability.

This chapter shall not create any liability on the part of the Town of Oyster Bay, its officers, agents or employees, or the Nassau County Police Department, its officers, agents or employees,

for any act or damage caused as a result from reliance on this chapter or any administrative decision lawfully made thereunder.

§ 94-8. Continued compliance required.

Any collateral loan broker business shall be permitted to operate in the Town of Oyster Bay only so long as it shall be and continues to be in compliance with all requirements of Article 5 of the General Business Law as well as all other applicable requirements of law.

§ 94-9. Penalties for offenses.

- A. Except as otherwise expressly proved, and in addition to any other remedy for an offense against this chapter, any person committing an offense against this chapter or any section or provision thereof or failing to comply therewith shall be guilty of a violation punishable by a fine of not less than \$50 nor more than \$250.
- B. Pursuant to § 51 of Article 5 of the General Business Law of the State of New York, the Town Clerk of the Town of Oyster Bay, after a hearing, shall have full power and authority to take appropriate action, including, without limitation, the suspension or revocation of any license previously issued and the imposition of the maximum fines and penalties upon any person violating any provisions of that article and/or of this chapter.

§ 94-10. Conflict with other provisions.

Where the requirements of this chapter impose a different restriction or requirement than imposed by other sections of the Code of the Town of Oyster Bay, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this chapter shall prevail.

§ 94-11. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this chapter shall not affect the validity of any other part of this chapter, which can be given effect without such invalid part or parts.

Chapter 95

COLLECTION BINS

**[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 8-18-2020 by L.L.
No. 5-2020. Amendments noted where applicable.]**

§ 95-1. Legislative intent.

It has come to the attention of the Town Board that there has been a proliferation of the number of collection bins in the Town, seeking the donation of items of personal property. In some instances, commercial enterprises are soliciting donations of clothing and other items of personal property to bins with the appearance that such items of personal property will be used for charitable purposes. However, such commercial enterprises may thereafter be selling such personal property with little or no benefit to any charitable organizations. Furthermore, the location of certain bins has encroached on required off-street parking, and the failure to properly maintain these bins has created a quality-of-life issue for the residents of the Town. It is the

purpose of this chapter to prohibit commercial enterprises from soliciting donations of items of personal property, including but not limited to clothing, by the furnishing of collection bins on commercial properties which result in proceeds that do not benefit charitable organizations; limit the number and location of collection bins; and to provide enforceable standards for these bins.

§ 95-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COLLECTION BIN — Any container or receptacle held out to the public as a place for people to drop off articles of personal property, including but not limited to clothing, and to store such items until carted away.

§ 95-3. Prohibitions.

- A. No person or other legal entity shall hold any collection bin out to the public for people to drop off articles of personal property, including but not limited to clothing, unless the proceeds from the sale of such personal property shall be utilized for charitable purposes.
- B. No person or other legal entity shall place or maintain any collection bin on any premises open to the public except when issued a permit for same by the Department of Planning and Development.
- C. The owner, lessee, or other person or legal entity in control of the property where the collection bin is being maintained and the person or entity which owns, maintains or operates the collection bin in violation of this chapter shall be jointly and severally liable for such violation(s) therefor.

§ 95-4. Standards.

- A. Any person or entity wishing to place or utilize a collection bin within the unincorporated area of the Town of Oyster Bay in a place that is open to the public must obtain a permit from the Department of Planning and Development. This requirement applies to all collection bins existing at the time of the adoption of this chapter, and all subsequent collection bins.
- B. Only entities or organizations that have a tax status under Section 501(c)(3) of the Internal Revenue Code, as amended, may apply for and obtain a permit. Proof of such tax status must accompany an application for a permit.
- C. Collection bins may only be located on:
 - (1) Those properties located in either a Light Industry (LI) District or a General Business (GB) District; or
 - (2) A property owned by an entity that has a tax status under Section 501(c)(3) of the Internal Revenue Code, regardless of which zoning district the property is located in.
- D. The number of collection bins allowed on any parcel, or number of contiguous parcels owned by the same person or entity, shall be limited to two.
- E. The permit issued by the Department of Planning and Development shall delineate the size and location of the collection bin and the material of which the bin is constructed.

- F. Collection bins must be located and maintained in accordance with the rules adopted and promulgated by the Commissioner of the Department of Planning and Development.
- G. A collection bin must have clearly identified, in writing, on its face the entity or organization that is maintaining the collection bin. A phone number and address for such entity must also be written on the collection bin. Additionally, a collection bin that is subject to the provisions of this chapter is hereby required to have conspicuously placed upon it a sticker provided by the Department of Planning and Development, indicating that the collection bin has been permitted by the Town of Oyster Bay for use in connection with charitable purposes at a specific location designated on the permit. All collection bins in existence on the effective date of this chapter shall have such sticker placed upon it no later than 60 days after the effective date of this chapter. It shall be a violation of this chapter for any such sticker to be removed or covered, except upon permission of the owner of the collection bin to which it is affixed and the Department of Planning and Development. Any collection bin without a sticker as provided herein shall be presumed to be in violation of this chapter. No collection bin with a sticker affixed to it as provided herein shall be relocated or removed from any private property except upon 10 days' prior written notice sent by the private property owner to the owner of the collection bin, to the Commissioner of the Department of Planning and Development, by certified mail, return receipt requested, advising of such intent to relocate or remove the collection bin from the property, and, if relocated, a new permit including the new location of the bin must be issued by the Department of Planning and Development and affixed to the relocated collection bin.
- H. There shall be no fee for an application or permit to place a collection bin subject to the provisions of this chapter at any location.

§ 95-5. Enforcement; penalties for offenses; injunctions. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. The owner, lessee, or other person or legal entity in control of the property where a collection bin has been placed or is being maintained in violation of this chapter or in violation of the permit issued by the Department of Planning and Development, and the rules applicable to such permit, and the person or entity which owns, maintains, or operates a collection bin in violation of this chapter shall be jointly and severally liable therefor.
- B. Code Enforcement Officers of the Department of Planning and Development and the Nassau County Police Department are hereby authorized to issue summonses or appearance tickets, returnable in the District Court of Nassau County, or notices of violation returnable before the Bureau of Administrative Adjudication, for any violations of this chapter.
- C. Any such violation shall be categorized as a petty offense, punishable by a fine of up to \$250 per violation, per day. Each day that the offense(s) shall continue shall be considered a separate violation.
- D. Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of fines authorized in this section.
- E. Additionally, the Town Attorney may, in an appropriate case, institute an injunction action

in the name of the Town to assure compliance with the terms of this chapter, including the removal of a collection bin.

§ 95-6. Severability.

In the event that any provision of this chapter shall be deemed illegal or otherwise unenforceable by a court of competent jurisdiction, then only that specific provision shall not be enforced, and all other sections and provisions shall remain in full force and effect.

Chapter 96

DANGEROUS BUILDINGS AND ABANDONED BUILDINGS

**[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 3-9-1993.¹⁹
Amendments noted where applicable.]**

GENERAL REFERENCES

Building construction — See Ch. 93.

Housing standards — See Ch. 135.

Electrical standards — See Ch. 107.

Zoning — See Ch. 246.

§ 96-1. Legislative findings.

It is hereby declared and found by the Town Board of the Town of Oyster Bay that the purpose of this chapter is to provide basic and uniform standards governing the condition and maintenance of residential and commercial premises and establishing reasonable safeguards for the safety, health and welfare of the occupants and users of the premises and also for the residents of the Town of Oyster Bay.

§ 96-2. Definitions and word usage.

A. As used in this chapter, the following terms shall have the meanings indicated:

ABANDONED REAL PROPERTY IN DEFAULT — Any real property that is under a current notice of default and/or notice of mortgagee's sale, pending tax assessor's lien sale and/or properties that have been the subject of a foreclosure sale where the title was retained by the beneficiary of a mortgage involved in the foreclosure and any properties transferred under a deed in lieu of foreclosure or sale.**[Added 1-29-2019 by L.L. No. 2-2019]**

BOARDED and BOARDING — Clear, impact-resistant polycarbonate sheeting of a thickness in excess of 3/16 inch, except as otherwise directed by the Commissioner.**[Added 1-9-2018 by L.L. No. 2-2018]**

COMMISSIONER — The Commissioner of the Department of Planning and Development or his/her designee.**[Amended 1-9-2018 by L.L. No. 2-2018]**

19. Editor's Note: This ordinance superseded former Ch. 96, Buildings, Unsafe, adopted as Ch. 6, Art. IV, of the 1971 Code, as amended.

DANGEROUS BUILDINGS — Any building or structure which has any or all of the following conditions:

- (1) Those where any interior wall or walls or other structural load-bearing members list, lean or buckle to such an extent that a plumb line, passing from any overhead supporting member through the center of gravity, falls outside the middle third of its base.
- (2) Those which, exclusive of the foundations, show 33 1/3% or more of deterioration of the supporting member or members or 50% or more damage to or deterioration of the nonsupporting, enclosing or exterior walls or covering.
- (3) Those which have improperly distributed loads upon the floors or roofs or in which the floors or roofs are overloaded or which have insufficient strength to be reasonably safe for the purpose used and which do not meet minimum standards prescribed by the New York State Uniform Fire Prevention and Building Code.
- (4) Those having inadequate or insufficient facilities for ingress and egress in the event of fire, panic or other emergency or those having insufficient stairways, elevators, fire escapes, aisles, passageways, corridors or other means of access and which do not meet minimum standards prescribed by the New York State Uniform Fire Prevention and Building Code.
- (5) Those which have parts thereof which are so attached or connected in such a manner that they may fall, collapse or cause damage and injury to the occupants thereof or other persons or property.
- (6) Those which, in whole or in part, used for residential, commercial, mercantile, industrial, storage, assembly, institutional or any other purpose for want of repair, lack of sufficient fire escapes or exits or by reason of age, fire or dilapidated condition or from any other cause may now be or shall at any time hereafter become unsafe or dangerous structurally or a fire hazard or a nuisance to the general public.
- (7) A vacant and abandoned building. **[Amended 1-9-2018 by L.L. No. 2-2018]**
- (8) Those which have been damaged by fire, wind, act of vandalism or other causes so as to have become dangerous to life, safety, morals or the general health and welfare of the occupants or the people of the Town of Oyster Bay.
- (9) Those which have become or are so dilapidated, decayed, unsafe or unsanitary or which so utterly fail to provide the amenities essential to decent living that they are unfit for human habitation, as are likely to cause sickness or disease, so as to work injury to the health, morals, safety or general welfare of those living therein or to the people of the Town of Oyster Bay.
- (10) Those having light, air and sanitation facilities which are inadequate to protect the health, morals, safety or general welfare of human beings who live or may live therein.
- (11) Those buildings or structures in which there exist violations of any provision of any code or ordinance of the Town of Oyster Bay, so as to have become dangerous to life, safety, morals or the general health and welfare of the occupants or the people of the Town of Oyster Bay.

- (12) Those which, in whole or in part, have an electrical wiring system which is defective, or is an improper type of wiring for the purpose intended, or which fails to meet ventilation requirements as prescribed by applicable provisions of law, or which have plumbing, sewage or drainage facilities that are not in conformity with applicable building and plumbing codes.
- (13) Those buildings or structures which have a bulkhead, dock or similar structure which, in whole or in part, has become or is so deteriorated, dilapidated, decayed and/or unsafe, as is likely to cause injury to the health, safety or general welfare of the occupants, owners or residents of the area.
- (14) Those buildings or structures which have been declared dangerous, unsafe or uninhabitable by the Nassau County Health Department, Nassau County Fire Marshal, New York State Department of Environmental Control, United States Environmental Protection Agency, Occupational Safety and Health Administration or any agency having such independent or concurrent jurisdiction over such health and environmental matters.

EVIDENCE OF VACANCY — Any condition that, on its own or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but not be limited to, overgrown and/or dead vegetation, electricity, water or other utilities turned off, stagnant swimming pool, statements by neighbors, passers-by, delivery agents or government agents, among other evidence that the property is vacant.**[Added 1-29-2019 by L.L. No. 2-2019]**

FORECLOSURE — The process by which a property, placed as security for a mortgage loan, after a judicial process is to be sold at an auction to satisfy a debt upon which the borrower has defaulted.**[Added 1-29-2019 by L.L. No. 2-2019]**

NUISANCE — Interference with an owner's reasonable use and enjoyment of his property by means, including but not limited to, of smoke, odors, noise or vibration, obstruction of private easements and rights of support, interference with public rights, such as free-passage long streams and highways and enjoyment of public parks and places of recreation, and, in addition, activities and structures prohibited as statutory nuisances.

OWNER — Includes the owner of record of any premises, a mortgagee, a tax lien purchaser, servicer, a lienor and any other person having a vested or contingent interest in said premises and anyone exercising rights of ownership therein as indicated by the records of the County Clerk of Nassau County or by the records of the Receiver of Taxes, the Office of the Public Administrator or Surrogate's Court.**[Amended 1-9-2018 by L.L. No. 2-2018]**

POSTING — The fastening, nailing, tacking or substantially securing by any other means of any notice, survey, order, directive or official decision on a building or structure.

PRIVATE NUISANCE — Includes any wrongful act which destroys or deteriorates the property of an individual or of a few persons or interferes with their lawful use or enjoyment thereof, or any act which unlawfully hinders them in the enjoyment of a common or public right and causes them a special injury different from that sustained by the general public.

PUBLIC NUISANCE — One which affects an indefinite number of persons or all the residents of a particular locality or all people coming within the extent of its range or operation, although the extent of the annoyance or damage inflicted upon individuals may

be unequal. Maintaining a "public nuisance" is, by act or by failure to perform a legal duty, intentionally causing or permitting a condition to exist which injures or endangers the public health, safety or welfare.

REPAIR — Includes any alteration, structural change or the performance of any necessary or requisite work, for the elimination of any hazardous, dangerous or unsafe condition of any dangerous building or structure, within the purview of this chapter.

SERVICE — The delivery of a pleading, notice or other paper in a lawsuit, to the opposite party, so as to charge him with the receipt of it, and subject to its legal effect.

SERVICE OF PROCESS — The communication of the substance of the process to the defendant, provided in the New York State Civil Practice Law and Rules, whereby the defendant/respondent is provided with reasonable notice of the proceedings against him to afford him opportunity to appear and be heard.

SURVEY — A written determination in a report, after an on-site inspection.**[Amended 1-9-2018 by L.L. No. 2-2018]**

TOWN — The Town of Oyster Bay.

VACANT AND ABANDONED — Real property which displays no evidence that any persons are residing there and is not maintained in a manner consistent with the standards set forth in New York Property Maintenance Code Chapter 3.**[Added 1-9-2018 by L.L. No. 2-2018]**

- (1) Real property will also be deemed vacant and abandoned if:
 - (a) A court or other appropriate state or local governmental entity has formally determined, following notice posted at the property address, that such residential real property is vacant and abandoned; or
 - (b) The owner thereof has issued a sworn written statement, expressing his or her intent to vacate and abandon the property, and an inspection of the property shows no evidence of occupancy to indicate that any persons are residing there.
- (2) Evidence of lack of occupancy shall include but not be limited to the following conditions:
 - (a) Overgrown or dead vegetation;
 - (b) Accumulation of newspapers, circulars, flyer or mail;
 - (c) Past-due utility notices, disconnected utilities, or utilities not in use;
 - (d) Accumulation of trash, refuse or other debris;
 - (e) Absence of window coverings such as curtains, blinds, or shutters;
 - (f) One or more boarded, missing or broken windows;
 - (g) The property is open to casual entry or trespass; or
 - (h) The property has a building or structure that is or appears structurally unsound or has any other condition that presents a potential hazard or danger to the safety of persons.

(3) Residential real property will not be deemed vacant and abandoned if, on the property:

- (a) There is an unoccupied building that is undergoing construction, renovation, or rehabilitation that is proceeding diligently to completion;
- (b) There is a building occupied on a seasonal basis, but otherwise secure;
- (c) There is a building that is secure, but is the subject of a probate action, action to quiet title, or other ownership dispute of which the owner has actual notice;
- (d) There is a building damaged by a natural disaster and one or more owners intend to repair and reoccupy the property; or
- (e) There is a building occupied by the mortgagor, a relative of the mortgagor or a tenant lawfully in possession.

B. The words "or" and "and" as used herein may be construed interchangeably where such meaning is necessary to effectuate the purpose of this chapter. Where necessary, the singular shall include the plural and the plural include the singular. The word "person" shall include a partnership, corporation, association or trustee. The words "persons interested," as used herein, shall be construed to include the owner as herein defined and all other persons interested in the property to which such words refer. The masculine gender shall include the feminine and neuter genders, and the neuter gender shall include the masculine and feminine genders. [Amended 1-9-2018 by L.L. No. 2-2018]

§ 96-3. Declaration of nuisances.

All dangerous buildings, as defined by § 96-2 of this chapter, are hereby declared to be public nuisances and shall be sealed, boarded up, vacated and/or repaired, secured, demolished and removed as hereinafter provided.

§ 96-4. Jurisdiction. [Amended 1-9-2018 by L.L. No. 2-2018]

Under this chapter, the Commissioner or his/her duly appointed designee shall have jurisdiction for the purpose of sealing, boarding up, fencing in, demolishing, taking down or removing any hazardous, dangerous or unsafe building or structure or for taking remedial action toward making any of said buildings or structures to be vacated by its occupants.

§ 96-5. Investigation and report.

- A. Upon receipt of information that a building or structure may be dangerous, the Commissioner shall cause an investigation of the premises to be made and an inspection report submitted and filed in the office of said Commissioner.
- B. After the report is filed in his/her office, and if the report shall confirm the existence of a dangerous building or structure, as defined within § 96-2 of this chapter, the Commissioner shall cause a notice to be served upon the owner or his/her executors, legal representatives, agents, lessee or any other person having a vested or contingent interest in the same, as specified and in compliance with §§ 96-6 and 96-7. [Amended 1-9-2018 by L.L. No. 2-2018]

§ 96-6. Notice. [Amended 1-9-2018 by L.L. No. 2-2018]

The notice shall contain a description of the premises, which shall include the section, block and lot number, a statement of the particulars in which the building or structure is unsafe or dangerous, and an order requiring the same to be vacated and/or made safe and secure or demolished and removed.

§ 96-7. Service of process of notice. [Amended 1-9-2018 by L.L. No. 2-2018]

Service of process of the notice, as required in § 96-5, shall comply with the New York Civil Practice Law and Rules or the following:

- A. Service of notice by personal service. Service may be made personally upon the owner or his/her executor, legal representative, agent, lessee or any other person having a vested or contingent interest in the same, as indicated by the records maintained by the Town of Oyster Bay Receiver of Taxes, the Office of the Town Clerk, the Office of the County Clerk, the Office of the Public Administrator or the Surrogate's Court.
- B. Service of notice by mail. Service may be made by certified or overnight mail, addressed to the last known address, if any, of the owner or his/her executor, legal representative, agent, lessee or any other person having a vested or contingent interest in the same, as indicated by the records maintained by the Town of Oyster Bay Receiver of Taxes, the Office of the Town Clerk, the Office of the County Clerk, the Office of the Public Administrator or the Surrogate's Court. A copy of said notice must also be posted on the dangerous building.
- C. Service of notice by publication. In the event that the whereabouts of the owner of the premises or his/her executor, legal representative, agent, lessee or any other person having a vested or contingent interest in the same are unknown and cannot be ascertained after the exercise of reasonable diligence by the Commissioner or his/her authorized representative or designee, then service of the notice, as provided for in §§ 96-5 and 96-6 of this chapter, shall be made by publishing said notice, once a week, for two successive weeks, in the official newspaper of the Town, with proof of publication, to be filed in the office of the Department of Planning and Development and the office of the Town Clerk. A copy of the notice must also be posted on the dangerous building.

§ 96-8. Duty of person receiving notice. [Amended 1-9-2018 by L.L. No. 2-2018]

A person who receives the notice may certify his/her written acceptance or rejection of the particulars and order contained in the notice by either personal service or by overnight mail upon the Commissioner or a person designated by him/her to accept service on his/her behalf. Such acceptance or rejection shall be made within seven days of receipt of the notice if served upon the Commissioner personally, or within six days of receipt of the notice if served upon the Commissioner by overnight mail. Any failure on the part of the person receiving the notice to respond, as herein prescribed, shall constitute a rejection of the notice.

§ 96-9. Compliance with notice and order.

If the person served with the notice shall immediately certify his assent to the securing or demolition and removal of the dangerous building or structure in question, he shall be permitted 72 hours within which to commence the abatement of the dangerous conditions affecting the

building or structure and shall employ sufficient labor and assistance to secure or demolish, repair and remove such building or structure within a reasonable period of time thereafter.

§ 96-10. Hearing procedure. [Amended 1-9-2018 by L.L. No. 2-2018]

- A. Any person entitled to notice, as provided in this chapter, may request and shall be granted a hearing before the Town Board. The entitlement to said hearing is contingent upon the requesting person's filing of a verified petition with the office of the Town Clerk and the Town Board or its designee within seven days after service of the notice. The petition must contain a brief statement setting forth the grounds for a hearing.
- B. Upon receipt of said petition, the Town Board or his/her designee thereof shall set a time for the hearing and shall give the petitioner seven days' written notice thereof.
- C. At the hearing, the petitioner shall be afforded an opportunity to be heard and to provide reasons why the proceeding for the vacating and/or securing or removal of the dangerous building or structure shall be modified or withdrawn.
- D. The hearing shall be commenced not later than 14 days after the date on which the petition was filed. The Town Board or designee thereof may postpone the date of the hearing for any reasonable time.
- E. If no such written petition shall be so filed within the period specified by § 96-8 of this chapter or if the petition shall be rejected after the hearing, the Town Attorney is authorized to make application to the Supreme Court, at special term, as hereinafter provided.
- F. If a hearing shall be requested and held in accordance with the provisions of this chapter, the hearing officer shall make written findings of fact as to whether the building in question is a dangerous building, within the definitions of § 96-2 hereof. A copy of said findings of fact shall be served upon the petitioner, occupant of the dangerous building or structure or any other person who shall have requested the same at the hearing.
- G. If such findings of fact determine that the building or structure is dangerous, the person served with the findings of fact may immediately certify his/her assent to the vacating and/or repairing, securing or demolition and removal of the dangerous building or structure in question and shall be permitted 72 hours, after service of the findings of fact, within which to vacate and/or to commence abatement of the dangerous conditions affecting the building or structure and shall employ sufficient labor and assistance to repair, secure or demolish and remove such building or structure within a reasonable period of time thereafter.

§ 96-11. Noncompliance; notice of survey.

- A. Upon refusal, neglect or failure of the person or persons served with a notice and/or order of findings of fact pursuant to § 96-10 to comply with the requirements and specifications therein, within the periods of time as contained in § 96-9 or § 96-10 herein, or upon his, her, or their rejection of the same, a notice of survey shall be served upon them. [Amended 1-9-2018 by L.L. No. 2-2018]
- B. The notice of survey shall state the date, time and place where the survey will be made and that, in the event that the report of such survey indicates that such building or structure is dangerous, an application shall be made at a special term of the Supreme Court, Nassau County, for an order determining the building or structure to be a public nuisance and

directing that it shall be vacated and/or repaired and secured or demolished and/or repaired, taken down and removed.

§ 96-12. Survey procedure. [Amended 1-9-2018 by L.L. No. 2-2018]

- A. The survey shall be conducted by the Commissioner or his/her duly appointed designee.
- B. Within a reasonable time after the survey is completed, the determination thereof shall be made in writing and filed within the office of the Department of Planning and Development.

§ 96-13. Reimbursement of survey costs. [Amended 1-9-2018 by L.L. No. 2-2018]

The Town shall be reimbursed for costs incurred in conducting the survey by assessment levied against the parcels of land upon which the survey was performed in the manner provided for the assessment of the cost of public improvements in Article 15 of the Town Law.

§ 96-14. Comptroller invoice. [Amended 1-9-2018 by L.L. No. 2-2018]

The Comptroller shall render an invoice for the cost of services.

§ 96-15. Repair and demolition standards.

The following standards shall be followed in substance by the Commissioner in ordering repair or demolition or vacation:

- A. If the dangerous building can reasonably be repaired so that it will no longer exist in violation of the terms of this chapter, it shall be ordered repaired.
- B. In any case where a dangerous building is 50% damaged or decayed or deteriorated from its original value or structure or where the owner refuses or fails to make ordered repairs, it shall be demolished, and, in all cases where a building cannot be repaired so that it will no longer exist in violation of the terms of this chapter, it shall be demolished. In all cases, where a dangerous building is a fire hazard, existing or erected in violation of the terms of this chapter or any ordinance of the Town or statute of the State of New York, it shall be demolished and/or repaired.
- C. If the dangerous building is in such condition as to make it dangerous to the health, morals, safety or general welfare of its occupants, it shall be ordered to be vacated.

§ 96-16. Application to Supreme Court.

- A. Whenever the survey shall determine that the building or structure surveyed is dangerous, the Town Attorney shall apply to the Supreme Court, Nassau County, at special term, for an order determining the building or structure to be a public nuisance and directing either that it shall be repaired and secured or that it shall be demolished, taken down and removed and/or that the occupants be ordered to forthwith vacate the premises.
- B. Said application shall be in the form of a special proceeding, with notice upon the owner as prescribed by the provisions of Article 4 of the Civil Practice Law and Rules.
- C. Whenever an application for said order is made to the Supreme Court of the State of New

York, the Town Attorney shall file a notice of pendency of a proceeding against an unsafe building or structure in the office of the County Clerk of the County of Nassau which shall set forth the following information:

- (1) The title of the proceeding, including the name of the Commissioner, the Town and the owner, as defined herein, or the person described within § 96-7.
- (2) The property affected.
- (3) A description of the dangerous building or structure, with particulars which set forth the manner in which the building or structure is dangerous and the manner in which the building or structure is to be made safe and secure or demolished and removed.

§ 96-17. Execution of Supreme Court orders.

Upon receipt of the order of the Supreme Court, the Commissioner shall immediately proceed to execute the provisions therein contained and may employ and furnish whatever labor, assistance and materials which may be necessary for that purpose.

§ 96-18. Interference with Commissioner prohibited. [Amended 1-9-2018 by L.L. No. 2-2018]

It shall be unlawful for any person, whether interested or not in the property affected by this chapter, to interfere, obstruct or hinder the Commissioner or his/her representatives or any person acting on his/her behalf in the performing of the work directed by the determination of the Supreme Court, as herein provided or ordered by the Commissioner under the terms and provisions of such determination as hereinabove described.

§ 96-19. Reimbursements for work performed.

- A. The Town shall be reimbursed for the cost of the work performed or services rendered as hereinabove provided by assessment against the collection from the lots or parcels of land where such work was performed or services rendered for so much of the actual and complete cost as incurred upon and from each lot or lots in the manner provided for the assessment of the cost of public improvements by Article 15 of the Town Law.
- B. The Town shall also be reimbursed for reasonable attorneys fees, along with all costs and disbursements incurred in prosecuting an action, commenced pursuant to Chapter 96.

§ 96-20. Emergencies.

Any provision of this chapter to the contrary notwithstanding, where it reasonably appears that there is imminent danger to the life, health, safety and/or welfare of any person unless a dangerous building or structure, as defined herein, is immediately sealed, boarded up, repaired, vacated or demolished, the Commissioner shall cause the immediate sealing, boarding up, fencing in, reparation, vacation and/or demolition of such dangerous building or structure. The cost of such emergency repair, vacation or demolition of such dangerous building or structure shall be collected in the same manner as provided in § 96-19 hereof.

§ 96-21. Registration of real property with mortgage-in-default. [Added 1-29-2019 by L.L. No. 2-2019²⁰; 4-21-2020 by L.L. No. 1-2020]

- A. This section shall be considered cumulative and not superseding or subject to any other law or provision for same, but shall rather be an additional remedy available to the Town, above and beyond any other state, county and/or local provisions for same. This section relates to property subject to a mortgage which has been determined by the mortgagee to be in default.
- B. Within 10 days of the date that the mortgagee declares its mortgage on a particular parcel of real property to be in default, the mortgagee shall inspect the premises and register the real property with the Town's mortgage-in-default registry, which said registry shall be maintained by the Department of Planning and Development. The mortgagee shall include in the registration if the property is vacant or occupied.
- C. If the property is occupied but remains in default, it shall be inspected by the mortgagee, or said mortgagee's designee, monthly until the mortgagor or other party remedies the default.
- D. Registration pursuant to this section shall contain the name of the mortgagee and mortgage servicer; the direct mailing address, email address and telephone number of the mortgagee and servicer; the name and address, email address and telephone number of a local property manager who shall be responsible for the inspection, security and maintenance of the property. The local property manager named in the registration shall be located and available within Nassau and Suffolk Counties to be contacted by the Town, Monday through Friday, between 9:00 a.m. and 5:00 p.m., holidays and lunch hours excepted.
- E. A semiannual, nonrefundable fee in the amount of \$500 per property shall accompany the mortgage-in-default registration form(s). An additional fee of \$500 shall be due and payable within 10 days of the expiration of the previous registration.
- F. Each owner of an individual property on the registry that has been registered as required prior to the effective date shall renew the registration and pay the nonrefundable \$500 semiannual registration fee within 10 days of the current registration's expiration. Properties registered after the effective date shall renew the registration every six months from the expiration of the original registration renewal date and shall pay the nonrefundable \$500 semiannual registration fee.
- G. If the foreclosing or foreclosed property is not registered, or the registration fee is not paid within 30 days of when the registration or renewal is required pursuant to this section, a late fee equivalent to 10% of the semiannual registration fee shall be charged for every thirty-day period or portion thereof that the property is not registered and shall be due and payable with the registration.
- H. This section shall also apply to properties that have been the subject of foreclosure sale where the title was transferred to the beneficiary of a mortgage involved in the foreclosure and any properties transferred under a deed in lieu of foreclosure/sale.
- I. Properties subject to this section shall remain under the semiannual mortgage-in-default registration requirement, inspection, security, and maintenance standards of this section as long as they remain in default.
- J. Any person or other legal entity that has registered a property under this section must report

20. **Editor's Note:** This local law also renumbered former §§ 96-21 through 96-24 as §§ 96-24, 96-25, 96-26, 96-22, and 96-23, respectively.

any change of information contained in the registration within 10 days of the change.

- K. Failure of the mortgagee and/or property owner of record to properly register or revise the registration from time to time to reflect a change of circumstances as required by the Town's Department of Planning and Development shall be a violation of this section.

§ 96-21.1. Maintenance requirements. [Added 1-29-2019 by L.L. No. 2-2019]

- A. Properties subject to this section shall be kept free of weeds, overgrown brush, dead vegetation, trash, junk, debris, wildlife, vermin, building materials, any accumulation of newspapers, circulars, flyers, notices (except those required by federal, state, or local law), discarded personal items, including, but not limited to, furniture, clothing, large and small appliances, printed material or any other items that give the appearance that the property is abandoned or not being properly maintained.
- B. The property shall be maintained free of graffiti or similar markings by removal or painting over with an exterior grade paint that matches the color of the exterior structure.
- C. Yards shall be landscaped and maintained pursuant to the standards previously established in this Code.
- D. Pools and spas shall be kept in working order so that pool and spa water remains free and clear of pollutants and debris and insects. Pools and spas shall comply with the enclosure requirements and any other requirements of this Code and the New York State Building Code and New York State Property Maintenance Code, as amended from time to time.
- E. Failure of the mortgagee and/or property owner of record to properly maintain the property is a violation of the Town Code and may result in citation by the Town's Department of Planning and Development.

§ 96-21.2. Security requirements. [Added 1-29-2019 by L.L. No. 2-2019]

- A. Properties subject to this section shall be maintained in a secure manner so as not to be accessible to unauthorized persons.
- B. A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property and/or structure. Broken windows shall be secured by reglazing or boarding of the window with polycarbonate sheeting of a thickness in excess of 3/16 inch.
- C. If a mortgage on property is in default and has become vacant, the local property manager or mortgagee must perform weekly inspections to verify compliance with the requirements of this section and any other applicable laws or Town ordinances.
- D. Failure of the mortgagee and/or property owner of record to properly inspect and secure the property, and post and maintain the signage noted in this section, is a violation of this Code and may result in a citation by the Town's Department of Planning and Development.

§ 96-21.3. Immunity. [Added 1-29-2019 by L.L. No. 2-2019]

Any Code Enforcement Inspector, or any person authorized by the Department of Planning and Development to enforce Town Code, shall be immune from prosecution, civil or criminal, for reasonable, good faith entrance upon real property while in the discharge of duties imposed by

this section.

§ 96-21.4. Additional authority. [Added 1-29-2019 by L.L. No. 2-2019; amended 3-15-2022 by L.L. No. 2-2022]

The Code Enforcement Inspector or any person authorized by the Department of Planning and Development to enforce Town Code, shall have authority to require the mortgagee and/or owner of record of any property affected by this section to implement additional maintenance and/or security measures, including, but not limited to, securing any and all doors, windows or other openings, employment of an on-site security guard, or other measures as may be reasonably required to prevent a decline of the property. If the owner of the real property fails to take the maintenance and/or security measures required, the Commissioner of the Department of Planning and Development, or his/her designee, may direct Department of Planning and Development, the Department of Public Works and/or Department of Parks to take such necessary measures, and the Town shall be reimbursed for said work in accordance with § 135-54 of the Town Code.

§ 96-22. Foreclosures; undertaking. [Added 1-9-2018 by L.L. No. 2-2018]

Legislative intent: When residential properties in the Town of Oyster Bay fall vacant and become the subject of foreclosure actions, they frequently become neglected and overgrown with grass, weeds and rubbish, creating an unsightly appearance in the surrounding residential area and detracting from the use, enjoyment and value of surrounding properties. The Town of Oyster Bay is committed to using all legal avenues to proactively address these adverse conditions, to alleviate the burden these vacant properties impose on neighboring residents. This § 96-22 places the financial burden on any person, business, organization, bank or lender who commences a foreclosure action against any vacant residential property in the Town of Oyster Bay to deposit funds with the Town after the foreclosure action is commenced, for use in achieving prompt remediation, if or when it shall occur. This new section is clearly in the public interest. It will help deter violations by creating a financial disincentive against allowing the property to lie fallow and unmaintained. It will help to expedite remediation of overgrown grass, weeds and rubbish when they occur. It will also help avoid substantial outlays of public funds in accomplishing same.

- A. Except as otherwise provided by law, any person, business, organization, bank or lender who commences a foreclosure action against a residential property (improved with a single-family, two-family or multiple-family residence) that has become vacant shall provide to the Town of Oyster Bay an undertaking in the form of cash, a cash bond, or a letter of credit acceptable to the Town Attorney, in the sum of \$25,000, to secure the continued maintenance of the property free of any violations as provided for by Oyster Bay Town Code, during the entire time that vacancy shall exist, as determined by the Commissioner. When the foreclosure action is finally discontinued, any unused funds shall be returned upon written request of the party which commenced foreclosure, which request shall be made in writing to the Town Attorney within 90 days of the action's discontinuance.
- B. It shall be unlawful for any such person, business, organization, bank or lender to fail to properly deposit such cash, a cash bond, or a letter of credit within 45 calendar days after the foreclosure action is commenced.
- C. In the event that the Commissioner determines that any property referenced in Subsection A above is being maintained in violation of § 96-22 of this chapter, then, in addition to or

in lieu of any other enforcement remedy at his/her disposal, the Commissioner may utilize the deposited funds to pay the full and actual cost of actions necessary to eliminate the violation.

- D. In the event that any such funds are utilized as set forth above, such person, business, organization, bank or lender shall restore such funds to the full amount referenced in Subsection A above, within 15 calendar days after written demand by the Town of Oyster Bay, sent by regular mail and certified mail, return receipt requested, to such person, business, organization, bank or lender at an address designated by them for service of notices, or else to their last known address. It shall be unlawful for such person, business, organization, bank or lender to fail to timely restore funds as required herein.
- E. In the event that the Commissioner determines that any property referenced in Subsection A above is being maintained in violation of § 96-22 of this chapter, and no cash, cash bond, or letter of credit acceptable to the Town Attorney has been provided or replenished as required by Subsection A or D above, then, in addition to or in lieu of any other enforcement remedy at his/her disposal, the Commissioner may serve a written demand upon such person, business, organization, bank or lender to provide the required cash, cash bond, or letter of credit acceptable to the Town Attorney, within 10 days after the date of such written demand, subject to the following:
 - (1) The forty-five-day time allotment of Subsection B hereof is superseded;
 - (2) The written demand shall be served in any manner authorized to obtain personal service under Article 3 of the Civil Practice Law and Rules of the State of New York, or otherwise at applicable law; and
 - (3) In the event that no cash, cash bond, or letter of credit acceptable to the Town Attorney has been provided or replenished as required by Subsection A or D above, within 10 days after the date of such written demand, then such person, business, organization, bank or lender shall be subject to fines of up to triple the maximum amount set forth under § 96-24C of this chapter, with each calendar day of failure to timely provide same constituting a separate additional offense, as set forth under § 96-24B of this chapter.
- F. If any provision of this § 96-22 is declared unenforceable for any reason by a court of competent jurisdiction, such declaration shall affect only that provision, and shall not affect the remainder of this section, which shall remain in full force and effect.
- G. This § 96-22 shall apply to all foreclosures commencing after the effective date of this section. It is to be considered remedial legislation and shall be liberally construed so that substantial justice is done.

§ 96-23. Nonresidential foreclosures; undertaking. [Added 1-9-2018 by L.L. No. 2-2018]

Legislative intent: When nonresidential properties in the Town of Oyster Bay fall vacant and become the subject of foreclosure actions, they frequently become neglected and overgrown with grass, weeds and rubbish, creating an unsightly appearance in the surrounding area and detract from the use, enjoyment and value of surrounding properties and impair the ability for people to, among other things, shop, conduct commerce, attend meetings or go to school in a safe, clear, and aesthetic environment. The Town of Oyster Bay is committed to using all legal avenues to proactively address these adverse conditions to alleviate the burden these vacant properties

impose on a neighborhood. This § 96-23 places the financial burden on any person, business, organization, bank or lender who commences a foreclosure action against any vacant property in the Town of Oyster Bay not subject to the provisions of § 96-22 of this chapter to deposit funds with the Town after the foreclosure action is commenced, for use in achieving prompt remediation, if or when it shall occur. This section is clearly in the public interest. It will help deter violations by creating a financial disincentive against allowing the property to lie fallow and unmaintained. It will help to expedite remediation of overgrown grass, weeds and rubbish, when they occur. It will also help avoid substantial outlays of public funds in accomplishing same.

- A. Except as otherwise provided by law, any person, business, organization, bank or lender who commences a foreclosure action against a property not subject to the requirements of § 96-22 of this chapter (including, among other property, commercial properties) that has become vacant, or subsequent parties of such an action, shall provide to the Town of Oyster Bay an undertaking in the form of cash, a cash bond, or a letter of credit acceptable to the Town Attorney, in the sum of \$35,000, to secure the continued maintenance of the property free of any violations as provided for by the Oyster Bay Town Code, during the entire time that vacancy shall exist, as determined by the Commissioner. When the foreclosure action is finally discontinued, any unused funds shall be returned upon written request of the party which commenced foreclosure, which request shall be made in writing to the Town Attorney within 90 days of the action's discontinuance.
- B. It shall be unlawful for any such person, business, organization, bank or lender to fail to properly deposit such cash, a cash bond, or a letter of credit within 45 calendar days after the foreclosure action is commenced.
- C. In the event that the Commissioner determines that any property referenced in Subsection A above is being maintained in violation of § 96-23 of this chapter, then, in addition to or in lieu of any other enforcement remedy at his/her disposal, the Commissioner may utilize the deposited funds to pay the full and actual cost of actions necessary to eliminate the violation.
- D. In the event that any such funds are utilized as set forth above, such person, business, organization, bank or lender shall restore it to the full amount referenced in Subsection A above, within 15 calendar days after written demand by the Town of Oyster Bay, sent by regular mail and certified mail, return receipt requested, to such person, business, organization, bank or lender at an address designated by them for service of notices, or else to their last known address. It shall be unlawful for such person, business, organization, bank or lender to fail to timely restore funds as required herein.
- E. In the event that the Commissioner determines that any property referenced in Subsection A above is being maintained in violation of § 96-23 of this chapter and no cash, cash bond, or letter of credit acceptable to the Town Attorney has been provided or replenished as required by Subsection A or D above, then in addition to or in lieu of any other enforcement remedy at his/her disposal, the Commissioner may serve a written demand upon such person, business, organization, bank or lender to provide the required cash, cash bond, or letter of credit acceptable to the Town Attorney, within 10 days after the date of such written demand, subject to the following:
 - (1) The forty-five-day time allotment of Subsection B hereof is superseded;
 - (2) The written demand shall be served in any manner authorized to obtain personal

service under Article 3 of the Civil Practice Law and Rules of the State of New York, or otherwise at applicable law; and

- (3) In the event that no cash, cash bond, or letter of credit acceptable to the Town Attorney has been provided or replenished as required by Subsection A or D above, within 10 days after the date of such written demand, then such person, business, organization, bank or lender shall be subject to fines of up to triple the maximum amount set forth under § 96-24C of this chapter and a minimum fine of \$500 for each day of the noncompliance until such time as that person or entity complies with the provisions of this section, or by imprisonment for not more than 15 days, or by both such fine and imprisonment, with each calendar day of failure to timely provide same constituting a separate additional offense, as set forth under § 96-24B of this chapter.
- F. If any provision of this section is declared unenforceable for any reason by a court of competent jurisdiction, such declaration shall affect only that provision, and shall not affect the remainder of this section, which shall remain in full force and effect.
- G. This section shall apply to all nonresidential foreclosures commencing after the effective date of this section. It is to be considered remedial legislation and shall be liberally construed so that substantial justice is done.

§ 96-24. Penalties for offenses. [Amended 1-9-2018 by L.L. No. 2-2018; 1-29-2019 by L.L. No. 2-2019; 3-7-2023 by L.L. No. 4-2023]

- A. Any person or persons other than those duly authorized by the Commissioner of Department of Planning and Development who shall remove from a building or structure any notice prescribed by this chapter prior to compliance with the orders contained in the notice or committing any offense against the provisions of § 96-18 of this chapter is guilty of a violation punishable by a fine not exceeding \$500.
- B. Any owner, occupant or lessee of any dangerous building or structure who shall fail to comply with any notice or administrative order to vacate shall be guilty of a violation punishable by a fine not exceeding \$500.
- C. Any person or persons who shall create a dangerous building or allow a building to become a dangerous building or allow a dangerous building to continue to remain in a dangerous condition, in violation of this chapter, shall be guilty of an offense punishable by a fine not exceeding \$500, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine of not less than \$1,000 nor more than \$1,500; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine of not less than \$1,500 nor more than \$2,500. However, for the purpose of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter or of such ordinance or regulation shall be deemed misdemeanors and for such purpose only all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.
- D. Any person, corporation, or entity who shall violate any of the provisions of this chapter or who shall fail to comply therewith or with any of the requirements thereof shall be guilty of a violation and, upon conviction thereof, a fine of not less than \$500 nor more than \$1,000 must be imposed. Each week's continued violation shall constitute a separate

additional violation.

- E. The above penalties shall be in addition to and without reference to any other charges made or expenditures made pursuant to other sections of this chapter.
- F. Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of fines authorized in this section.

§ 96-25. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both. Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of fines authorized in this section.

§ 96-26. Severability.

If any provision of this chapter or the application thereof is held invalid for any reason, the remainder of this chapter and the application thereof shall not be affected thereby.

Chapter 103

ANIMALS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Appearance tickets — See Ch. 8.

Parks and recreation — See Ch. 168.

Noise — See Ch. 156.

Zoning — See Ch. 246.

ARTICLE I
Animal Protection and Control
[Adopted 2-26-1991]

§ 103-1. Enforcing agents. [Amended 3-12-1991 by L.L. No. 1-1991]

For the purpose for enforcing this article, the Director of the Animal Shelter shall be the Animal Control Officer, and the Assistant Directors of the Animal Shelter shall be Assistant Animal Control Officers. The Director and the Assistant Directors shall have such powers and duties as are prescribed for animal control officers by state law.

§ 103-2. Restraining dogs outdoors. [Amended 9-17-2019 by L.L. No. 7-2019]

- A. No person, owning or otherwise having possession, custody, dominion or control of any dog, shall allow such dog, whether licensed or not, off the premises of such person without being restrained by an adequate leash, being defined herein as six feet in length or less, and under the immediate and full control of the owner or person in charge thereof. Notwithstanding the foregoing, it shall not be a violation of this section if a dog is not restrained on the property of someone other than the dog's owner, if the owner of the property is aware of and consents to such action.
- B. No person shall tether, leash, fasten, secure, restrain, chain or tie a dog to a stationary object outdoors, or cause such animal to be so restrained, for longer than two hours in any continuous twelve-hour period.
- C. Any person who tethers, leases, fastens, secures, restrains, chains or ties a dog to a stationary object outdoors shall provide such animal with adequate food, water and shelter, and shall restrain the dog with a device having swivels at both ends that is of an adequate length for the type, age and size of the dog being restrained; provided, however, that the requirement to provide adequate food, water and shelter shall not apply to a person who restrains a dog for a period of time that is 15 minutes or less in duration.
- D. Notwithstanding the provisions of this section, no person shall tether, leash, fasten, chain, tie secure or restrain any dog for any amount of time with a device that:
 - (1) Is a choke or pinch collar, or similar collar, that restrains the dog in such a manner that it impairs the flow of oxygen or blood to the dog, which may cause choking or substantial discomfort to the dog;
 - (2) Is embedded, partially embedded, or may become embedded in the dog's skin;
 - (3) Weighs more than 1/8 of the dog's total body weight, but in no event shall such weight exceed 10 pounds;
 - (4) Is less than 10 feet in length for a running cable trolley and 15 feet in length for a tether to a stationary object;
 - (5) Is too short to allow the dog continuous access to adequate food, water, and shelter or to urinate or defecate in an area separate from where it must eat, drink, or lie down;
 - (6) Is not designed for dogs;
 - (7) Has weights attached or contains links that are more than one-quarter-inch thick;

- (8) Because of its design or placement is likely to become entangled around itself, the dog, objects or other animals;
 - (9) Is long enough to allow the animal to move outside of its owner's property; and
 - (10) Would allow the restrained animal to move over an object, including but not limited to any type of fencing or barrier or edge that could result in the strangulation of or injury to such animal.
- E. Notwithstanding the provisions of this section, any tether, leash, fastener, chain, tie or restraint shall be attached to a properly fitting collar or harness designed for this purpose, worn by the dog, with enough room between the collar and the dog's throat through which two adult fingers may fit; provided, however, that such collar or harness is in compliance with subsection D(1) above.
- F. Notwithstanding the provisions of this section, no person shall tether, leash, fasten, chain, tie, secure or restrain any dog for any amount of time if such dog is under six months of age.
- G. Notwithstanding the provisions of this section, no person shall tether, leash, fasten, chain, tie, secure or restrain more than one dog at a time on a permissible device.
- H. Notwithstanding the provisions of this section, no person shall allow a tethered, leashed, fastened, chained, tied, secured or restrained dog to be taunted, prod, hit, harassed, threatened, attacked or otherwise harmed by humans or other animals.
- I. Violations of this section may be supported by evidence, including, but not limited to, time-stamped photographs and video, records of complaints, and sworn witness statements.
- J. The provisions of this section shall not be construed to prohibit the Department of Environmental Resources, the American Society for the Prevention of Cruelty to Animals, the Nassau County Society for the Prevention of Cruelty to Animals or any law enforcement officer or peace officer from enforcing any other law, rule or regulation regarding the humane treatment of animals.
- K. The provisions of Subsections A, B and C of this section shall not apply to the officers or employees of any federal, state, county or local law enforcement agency acting within the course of their employment.

§ 103-3. Seizure of unleashed dogs. [Amended 3-12-1991 by L.L. No. 1-1991; 9-17-2019 by L.L. No. 7-2019]

The Animal Control Officer, any Assistant Animal Control Officer or any peace officer shall seize any dog found off the owner's premises that is not restrained by a leash and under the immediate and full control of the owner or person in charge thereof.

§ 103-4. Redemption or sale of impounded animals. [Amended 6-1-1999 by L.L. No. 2-1999; 3-19-2002 by L.L. No. 4-2002; 12-17-2002 by L.L. No. 11-2002; 4-8-2003 by L.L. No. 1-2003; 2-10-2004 by L.L. No. 5-2004]

- A. The owner, or his agent, of a dog seized not wearing a current license tag may redeem the dog within seven days of the seizure by producing a license for the dog and upon the payment of a fee, for a first, second, or third occurrence within one year, as applicable, in

the amount indicated in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board. Said redemption fee will include a test for parasites and, where appropriate, a "5 in 1" vaccination, a rabies vaccination and parasite treatment.

- B. The owner, or his agent, of a dog seized wearing a current license tag may redeem the dog within 12 days of the seizure by producing a license for the dog and upon the payment of a fee, for a first, second or third offense, as applicable, in the amount indicated in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board. Said redemption fee will include a test for parasites and, where appropriate, a "5 in 1" vaccination, a rabies vaccination and parasite treatment.
- C. If the impounded dog is not redeemed as provided by Subsection A or B of this section, the owner shall forfeit all title to the dog, and the dog shall be sold or destroyed by the Animal Control Officer or his assistants.
- D. In the case of a sale of a dog pursuant to Subsection C, the purchaser shall pay an adoption fee in the amount indicated in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board, obtain and pay for a license for the dog and give assurances on a form furnished by the Town that said dog shall not be resold, given, donated or otherwise transferred for purposes of any laboratory or other experimentation. Said adoption fee shall include a medical examination, a test for parasites and, where appropriate, a "5 in 1" vaccination, a rabies vaccination, parasite treatment, and spaying or neutering.
- E. In the case of a sale of a cat, the purchaser shall pay an adoption fee in the amount indicating in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board and give assurances on a form furnished by the Town that said cat shall not be resold, given, donated, or otherwise transferred for purposes of any laboratory or other experimentation. Said adoption fee shall include a medical examination, a test for parasites and, where appropriate, a "3 in 1" vaccination, a rabies vaccination, parasite treatment and spaying or neutering.
- F. Euthanasia services, including cremation, shall be provided for dogs and cats for a surrender fee in the amount indicated in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board.
- G. For the purposes of this article, a "tag" shall be defined as a current and valid license tag issued by the Town Clerk of the Town of Oyster Bay. **[Amended 12-14-2010 by L.L. No. 6-2010]**
- H. The owner, or his agent, of a cat seized may redeem the cat within five days of the seizure and upon the payment of a fee in the amount indicated in the Town of Oyster Bay Animal Shelter Fee Schedule as approved by the Town Board. The redemption fee will include a test for parasites and, where appropriate, a "3 in 1" vaccination and parasite treatment.

§ 103-5. Nuisances by dogs. [Amended 4-18-2000 by L.L. No. 4-2000; 9-17-2019 by L.L. No. 7-2019]

- A. It shall be unlawful for a dog to defecate, urinate, defile and/or commit any nuisance on public property, except that the portion of a public street lying between the curb lines may be used to curb a dog, or on private property without the consent of the owner or person in possession of such private property. It shall be presumed that the presence of a dog on

private property of a person other than the dog's owner or possessor is without the consent of the owner or person in possession of such private property.

- B. The restriction in this section shall not apply to that portion of a public street lying between the curb lines which may be used to curb such dog only under the following condition: the person in possession or control of the dog shall immediately remove all feces in a plastic bag, then sealed and deposited in a covered garbage receptacle.
- C. The provisions of this section shall not apply to any blind person accompanied by a guide dog.

§ 103-6. Unattended animals. [Amended 9-17-2019 by L.L. No. 7-2019]

- A. No person owning or otherwise having possession, charge, custody, dominion or control of an animal shall place or confine such animal or allow it to be placed or confined or to remain in an unattended motor vehicle without sufficient ventilation or under other conditions or for such a period of time as may endanger the health or well-being of such animal due to heat, lack of water or such other circumstances as may reasonably be expected to cause suffering, disability or death.
- B. No person owning or otherwise having possession, dominion or control over a motor vehicle shall place or confine an animal or permit an animal to be placed or confined or to remain in an unattended motor vehicle without sufficient ventilation or under other conditions or for such a period of time as may endanger the health or well-being of such animal due to heat, lack of water or other circumstances as may reasonably be expected to cause suffering, disability or death.
- C. Nothing in this article shall be construed so as to prohibit the transportation of horses, cattle, sheep, poultry or other agricultural livestock in trailers or other vehicles designed and constructed for such purpose.
- D. Any police officer, peace officer, public safety officer of the Department of Public Safety of the Town of Oyster Bay or Animal Control Officer of the Town of Oyster Bay who finds an animal in a motor vehicle in violation of Subsection A hereof may enter a motor vehicle, without civil or criminal liability, to remove the animal. The person removing the animal shall take said animal or cause said animal to be delivered to an animal shelter or other place of safekeeping in the Town of Oyster Bay. This section can be enforced by the American Society for the Prevention of Cruelty to Animals, the Nassau County Society for the Prevention of Cruelty to Animals or any law enforcement officer or peace officer.
- E. In the event that the owner or custodian of said animal cannot otherwise be located, the person shall leave in a prominent place on or in the vehicle a written notice bearing his/her name and department and the address where the animal may be claimed by the owner thereof. The animal shelter having custody of the animal shall make reasonable efforts to contact the owner and give notice that the animal is in its custody. The animal shall be surrendered to the owner if the owner claims the animal within 10 days from the time the animal was removed from the vehicle and pays all reasonable charges which have accrued for the maintenance of the animal. If the owner does not claim the animal within the specified time, the animal shelter may place the animal for adoption in accordance with provisions of this chapter and the Agriculture and Markets Law of the State of New York.
- F. It shall be a violation of this section for any person to leave a dog unattended outdoors for

over 30 minutes in inclement weather or under other conditions or for such a period of time as may endanger the health or well-being of such dog due to heat, lack of water or such other circumstances, such as a weather advisory by any federal, state, county or Town government or as reasonably may be expected to cause suffering, disability or death. It shall be a rebuttable presumption that any temperature below 32° F. or above 95° F. constitutes inclement weather.

§ 103-7. Animals in Town parks and beaches. [Amended 7-25-2006 by L.L. No. 8-2006; 9-17-2019 by L.L. No. 7-2019]

- A. No person owning or otherwise having possession, charge, custody, dominion or control of an animal shall place or allow such animal to be placed on a beach, or in a park, or other facility operated by the Town of Oyster Bay unless such animal is a service animal individually trained to do work or perform tasks for the benefit of a qualified individual with a disability and is accompanied by such individual, pursuant to the Americans with Disabilities Act (Title II and Title III).
- B. Notwithstanding the provisions of Subsection A of this section, dogs may be allowed on or in such beaches, parks or other facilities operated by the Town of Oyster Bay that have been specifically designated by the Commissioner of the Department of Parks, or his/her designee, as dog parks or as facilities where dogs are allowed, and in those instances, the Commissioner of the Department of Parks, or his/her designee, shall establish and promulgate rules and procedures which must be followed for any such dog to remain at any such facility.
- C. The Animal Control Officer or any Assistant Animal Control Officer or any peace officer shall seize any animal left unattended at a beach, park or other facility operated by the Town of Oyster Bay.

§ 103-8. Unlicensed dogs. [Amended 12-14-2010 by L.L. No. 6-2010]

No person shall own or otherwise have possession, charge, custody, dominion or control of a dog unless said dog is properly licensed and properly tagged in accordance with this chapter.

§ 103-8.1. Promulgation of additional regulations.

The Town Board may from time to time, by resolution, adopt rules and regulations under this article.

§ 103-8.2. Penalties for offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

- A. In addition to any other remedy for an offense against this article, for each offense committed against this article or any provision or section thereof, the person committing such offense shall be guilty of a violation punishable by a fine of not less than \$100 nor more than \$250, for the first offense, and not less than \$250 nor more than \$1,000 for the second and any subsequent offense committed within two years of the first offense, or imprisonment not exceeding 15 days, or both such fine and imprisonment.
- B. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article is likewise subject to a monetary penalty within the range of fines

authorized in this section.

§ 103-8.3. Severability. [Added 9-17-2019 by L.L. No. 7-2019]

If a clause, sentence, paragraph, subdivision, section, or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

ARTICLE II
Dangerous Animals
[Adopted 2-9-1982 (Ch. 28 of the 1971 Code)]

§ 103-9. Definitions. [Amended 12-14-2010 by L.L. No. 6-2010]

For the purpose of this article, unless otherwise expressly stated or unless the context or subject matter requires otherwise:

DANGEROUS ANIMAL — Any of the following:

- A. The following members of the class Reptilia: order Ophidia, such as but not limited to racers, boas, water snakes and pythons, and order Loricata, such as but not limited to alligators, caymans and crocodiles.
- B. The following members of the class Aves: order Falconiformes, such as but not limited to hawks, eagles and vultures which are not kept pursuant to federal or state permit, and subdivision Ratitae, such as but not limited to ostriches, rheas, cassowaries and emus.
- C. The following members of the class Mammalia: order Carnivora, expressly excepting the domestic dog (*Canis familiaris*) and the domestic cat (*Felis catus*), but including, but not limited to, the family Felidae, such as ocelots, margays, tigers, jaguars, leopards and cougars; the family Capidae, such as wolves, dingos, coyotes and jackals; order Marsupialia, such as kangaroos and common opossums (*Didelphis marsupialis*); order Chiroptera (bats); order Edentata, such as sloths, anteaters and armadillos; order Proboscidea (elephants); order Primata, including but not limited to monkeys, chimpanzees and gorillas; order Ungulate, including but not limited to antelope, deer, bison and camels.
- D. Any species of animal which is venomous to human beings whether its venom is transmitted by bite, sting, touch or other means, except honey-producing bees.

OWNER — Any person, firm or corporation owning, having an interest in or having control, custody or possession of any dangerous animal.

PERSON — Includes any individual, partnership, corporation or unincorporated association.

§ 103-10. Prohibitions.

- A. No person shall own or keep any dangerous animal.
- B. No premises may be used, occupied, erected or maintained for the harboring of any dangerous animal.
- C. No person shall sell or offer for sale any dangerous animal.

§ 103-11. Exceptions.

The provisions of this Article are not applicable to the following:

- A. Owners who use animals for diagnostic purposes or research and who have a valid permit issued by a governmental agency and whose animals are kept on the premises specified in the permit.
- B. Owners who use animals for teaching purposes in recognized educational institutions and

whose animals are kept on the premises of the institution or other authorized place.

- C. Owners of establishments which treat or board animals on the premises and which are owned or operated by veterinarians licensed by the State of New York.
- D. Owners who are engaged in agriculture as a permitted use pursuant to the Building Zone Ordinance²¹ and in connection therewith on the premises affected keep animals as beasts of burden, such as horses, donkeys, mules or burros, or raise animals as farm animals in dairying and animal and poultry husbandry.
- E. Owners of horse riding academies and public horse stables and premises on which they are operated as a permitted use pursuant to the Building Zone Ordinance.
- F. Owners of horses and other animals and the premises on which they are permitted to be kept for recreational purposes accessory to residential use of property pursuant to the provisions of the Building Zone Ordinance.

§ 103-12. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. A violation of any provision in this article shall constitute an offense. Each day that such violation exists shall constitute a separate offense. Such an offense shall be punishable by a fine not exceeding \$250 or by imprisonment not exceeding 15 days, or both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article is likewise subject to a monetary penalty within the range of fines authorized in this section.
- B. The imposition of the penalties in this section shall not preclude the Town Attorney from instituting any appropriate action or proceeding to prevent a violation of this article or to correct or abate a violation of this article.

21. Editor's Note: See Ch. 246, Zoning.

ARTICLE III
Dangerous Dogs
[Adopted 10-15-2002 by L.L. No. 9-2002]

§ 103-13. Findings; intent.

- A. Findings.
 - (1) This Board finds and determines that § 121 of the New York Agricultural and Markets Law imposes penalties for attacks by dogs on domestic animals such as domesticated sheep, horses, cattle, fallow deer, red deer, sika deer, whitetail deer raised under license from the Department of Environmental Conservation, llamas, goats, swine, fowl, ducks, geese, swan turkeys, confined domestic hare or rabbits, pheasants or other birds raised in confinement under license from the State Department of Environmental Conservation, when such animals are lawfully in a place.
- B. This Board also finds and determines that such state legislation does not address dog attacks on other animals such as dogs.
- C. This Board further finds that the recent spate of animal attack incidents requires action that goes beyond present law.
- D. Therefore, the purpose of this article is to impose penalties for dog attacks on other dogs and to allow local animal control officers greater latitude to protect the public from vicious dogs.

§ 103-14. Definitions. [Amended 12-14-2010 by L.L. No. 6-2010]

For the purpose of this article, unless otherwise expressly stated or unless the context or subject matter requires otherwise:

DANGEROUS DOG — Any dog which attacks or bites another domestic animal, peaceably conducting itself in any place where it may lawfully be; any dog owned, harbored, or trained primarily or in part for the purpose of dog fighting; any dog owned, harbored, or trained primarily in part for the purpose of attacking a human being or domestic animal on command.

DOMESTIC ANIMAL — A dog or any animal defined as a domesticated animal pursuant to § 108(7) of the New York Agriculture and Markets Law.

§ 103-15. Prohibitions; complaints; exceptions; muzzling.

- A. If any dog shall attack any domestic animal, as defined in § 103-14 of this article, while such animal is peaceably conducting itself in any place where it may lawfully be, the owner or caretaker of such, or any other person witnessing such attack, may, for the purpose of preventing the killing or injury of such domestic animal, destroy such dog while so attacking, or while being pursued thereafter, and no liability in damages or otherwise shall be incurred on account of such destruction.
- B. Any person may make a complaint of an attack upon a domestic animal to a Town of Oyster Bay dog control officer. Such officer shall immediately inform the complainant of his right to commence a proceeding as provided in Subsection C of this section, and, if there is a

reason to believe the dog is a dangerous dog, the officer shall forthwith commence such proceeding himself.

- C. Any person may, and any Town of Oyster Bay dog control officer shall, make a complaint under oath or affirmation to any District Court judge of such attack. The judge shall then immediately determine if there is probable cause to believe the dog is a dangerous dog and, if so, shall issue an order to any Town of Oyster Bay dog control officer; peace officer, acting pursuant to his special duties; or police officer, directing such officer to immediately seize such dog and hold the same pending judicial determination as herein provided. Whether or not the judge finds there is probable cause for such seizure, he or she shall, within five days and upon written notice of not less than two days to the owner of the dog, hold a hearing on the complaint. If satisfied that the dog is a dangerous dog, the judge shall then order any Town of Oyster Bay dog control officer; peace officer, acting pursuant to his special duties; or police officer to cause the dog to be euthanized immediately, or shall order the owner to securely confine such dog permanently except as provided in Subsection E of this section. If the owner fails to confine the dog as required by such order, any Town of Oyster Bay dog control officer; peace officer, acting pursuant to his special duties; or police officer shall destroy such dog on or off the premises of the owner.
- D. A dog shall not be declared dangerous if the Court determines that the conduct of the dog:
 - (1) Was justified because the threat, injury, or damage was sustained by a domestic animal under the dominion and control of a person who, at the time, was committing a crime or offense upon the owner or custodian of the dog or upon the property of the owner or custodian of the dog;
 - (2) Was justified because the injured domestic animal was tormenting, abusing, or assaulting the dog or has in the past tormented, abused, or assaulted the dog; or
 - (3) Was responding to pain or injury, or was protecting itself, its kennels, or its offspring.
- E. Muzzling.
 - (1) In addition to an order of confinement, issued pursuant to Subsection C of this section, the judge may order the owner or custodian to securely chain and muzzle the dog and require that the dog be under physical restraint of a responsible person when:
 - (a) Confined in the presence of persons other than the owner or custodian and
 - (b) Outside such enclosure for brief periods only when and for the period necessary to urinate, defecate, or receive medical treatment.
 - (2) The muzzle described in Subsection E(1) above shall be made in a manner that will not cause injury to the dog or interfere with its vision or respiration but shall prevent it from biting any person or animal.
- F. Nothing contained herein shall limit or abrogate any claim or cause or action under common law or by statute. The provisions of this section shall be in addition to such common law and statutory remedies.
- G. Nothing contained herein shall restrict the rights and powers derived from the provisions of Title 4, Article 21 of the New York Public Health Law relating to rabies and any rule and regulation adopted pursuant thereto.

§ 103-16. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. The owner of a dog who, through any act or omission, negligently permits his or her dog to bite a domestic animal causing physical injury shall be subject to a civil penalty not to exceed \$400 in addition to any other applicable penalties.
- B. The owner of a dog who, through any act or omission, negligently permits his or her dog to bite a domestic animal causing serious physical injury shall be subject to a civil penalty not to exceed \$800 in addition to any other applicable penalties.
- C. The owner of a dog who, through any act or omission, negligently permits his or her dog, which had previously been determined to be dangerous pursuant to state or local law, to bite a domestic animal causing serious physical injury, shall be guilty of a misdemeanor punishable by a fine of not more than \$1,000, or by a period of imprisonment not to exceed 90 days, or by both such fine and imprisonment in addition to any other applicable penalties.
- D. If any dog, which had previously been determined by a judge or justice to be a dangerous dog as defined in § 103-14 of this article, shall, without justification, kill or cause the death of any domestic animal, who is peaceably conducting itself in any place where it may lawfully be present, regardless of whether such dog escaped without fault of the owner, the owner shall be guilty of a Class A misdemeanor in addition to any other penalties.
- E. The owner shall not be liable pursuant to Subsection A, B, C, or D of this section if the dog was coming to the aid or defense of a person during the commission or attempted commission of a murder, robbery, burglary, arson, rape in the first degree as defined in § 130.35(1) or (2) of the New York Penal Law, sodomy in the first degree as defined in § 130.50(1) or (2) of the New York Penal Law, or kidnapping within the dwelling or upon the real property of the owner of the dog.
- F. Monetary penalty.
 - (1) Any person found by the Bureau of Administrative Adjudication to have violated the provisions of § 103-16A is likewise subject to a monetary penalty not to exceed \$400.
 - (2) Any person found by the Bureau of Administrative Adjudication to have violated the provisions of § 103-16B is likewise subject to a monetary penalty not to exceed \$800.
 - (3) Any person found by the Bureau of Administrative Adjudication to have violated the provisions of § 103-16C is likewise subject to a monetary penalty not to exceed \$ 400.

§ 103-17. Applicability.

This article shall apply to any actions occurring on or after the effective date of this article.

§ 103-18. Severability.

If a clause, sentence, paragraph, subdivision, section, or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance

directly involved in the controversy in which such order or judgment shall be rendered.

ARTICLE IV

Fowl

[Adopted 3-25-2008 by L.L. No. 4-2008; 12-14-2010 by L.L. No. 6-2010; 6-15-2021 by L.L. No. 7-2021]

§ 103-19. Definitions.

For the purpose of this article, unless otherwise expressly stated or unless the context or subject matter requires otherwise:

FEED — To give, place, expose, deposit, distribute, or scatter any edible material with the intention of feeding, attracting, or enticing fowl.

FOWL — Shall include:

- A. **PIGEONS** — Those domestic varieties belonging to the order Columbiformes.
- B. **WATERFOWL** — Those species belonging to the order Anseriformes, including but not limited to mute swans, Canada geese, ducks, and mallards and any other waterfowl falling under the jurisdiction of the United States Fish and Wildlife Service.

PERSON — Any individual, company, partnership, corporation, limited partnership, joint venture, or other legal entity.

TOWN PROPERTY — Any land which is owned, maintained, leased, or managed by the Town of Oyster Bay for any purpose whatsoever, including, but not limited to parks, preserves, beaches and drains.

§ 103-20. Prohibition.

No person shall feed or provide food for any fowl on Town property or privately owned property located within the Town at any time of the year.

§ 103-21. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

A violation of this article shall be punishable by a fine of not less than \$100, nor more than \$500. Any subsequent violation occurring within five years of the date of such first violation shall be punishable by a fine of not less than \$250, nor more than \$750. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 103-21.

§ 103-22. Applicability.

- A. The provisions of this article shall not apply to property owned by or under the jurisdiction of other municipal authorities, the State of New York, and any agency thereof or the government of the United States of America.
- B. The above prohibition shall not apply to the feeding of domesticated or confined fowl, including those confined in zoos, animal shelters, or animal care facilities.
- C. Nothing herein shall be construed to prohibit keeping, filling or maintaining a

noncommercial bird feeder, unless said activity constitutes an attractant and its cessation is ordered by a Town enforcement officer in furtherance of the intent of this article.

ARTICLE V
Licensing and Identification of Dogs
[Adopted 12-14-2010 by L.L. No. 6-2010]

§ 103-23. Legislative intent.

New York State's dog licensing laws were significantly changed by amendments to Article 7 of the New York Agricultural and Markets Law. These new amendments provide for the elimination of the state's dog licensing functions and mandates municipalities to enact local municipal licensing of dogs. The amendments allow the municipality to enact local laws that best suit the unique character of its administrative structure and constituencies. This article provides for the licensing and identification of dogs in the Town of Oyster Bay.

§ 103-24. Definitions.

For the purpose of this article, unless otherwise expressly stated or unless the context or subject matter requires otherwise:

ADOPTION — The delivery to any natural person 18 years of age or older, for the limited purpose of harboring a pet, of any dog, seized or surrendered, or any cat.

CLERK — The Clerk of the Town of Oyster Bay.

DETECTION DOG — Any dog that is trained and is actually used for such purpose or is undergoing training to be used for the purpose of detecting controlled substances, explosives, ignitable liquids, firearms, cadavers, or school or correctional facility contraband.

DOG — Any member of the species *Canis familiaris*.

EUTHANIZE — To bring about death by a humane method.

GUIDE DOG — Any dog that is trained to aid a person who is blind and is actually used for such purpose, or any dog owned by a recognized guide dog training center located within the state during the period such dog is being trained or bred for such purpose.

HARBOR — To provide food or shelter to any dog.

HEARING DOG — Any dog that is trained to aid a person with a hearing impairment and is actually used for such purpose, or any dog owned by a recognized training center located within the state during the period such dog is being trained or bred for such purpose.

IDENTIFICATION TAG — A tag issued by the Town Clerk which sets forth an identification number, together with the name of the Town and the state, the telephone number of the Town Clerk and any other information deemed necessary by the Town Clerk.

IDENTIFIED DOG — Any dog carrying an identification tag as provided in this article.

OWNER — Any person who harbors or keeps any dog.

OWNER OF RECORD — The person in whose name any dog was last licensed.

PERSON — Any individual, corporation, partnership, association or other organized group of persons, municipality, or other legal entity.

PERSON WITH A DISABILITY — Any person with a disability as that term is defined in Subdivision 21 of § 292 of the Executive Law of the State of New York.

POLICE WORK DOG — Any dog owned or harbored by any state or municipal police

department or any state or federal law enforcement agency, which has been trained to aid law enforcement officers and is actually being used for police work purposes.

RESIDENT — An individual who maintains a residence within the Town of Oyster Bay.

SERVICE DOG — Any dog that has been or is being individually trained to do work or perform tasks for the benefit of a person with a disability, provided that the dog is or will be owned by such person or that person's parent, guardian or other legal representative.

THERAPY DOG — Any dog that is trained to aid the emotional and physical health of patients in hospitals, nursing homes, retirement homes and other settings and is actually used for such purpose, or any dog owned by a recognized training center located within the state during the period such dog is being trained or bred for such purpose.

WAR DOG — Any dog which has been honorably discharged from the United States Armed Services.

WORKING SEARCH DOG — Any dog that is trained to aid in the search for missing persons, is actually used for such purpose and is registered with the department; provided, however, that such services provided by said dog shall be performed without charge or fee.

§ 103-25. Application.

- A. This article shall apply to all unincorporated areas of the Town of Oyster Bay as well as any incorporated village within the Town that has designated that applications for licensing of dogs shall be made to the Town.
- B. Any dog harbored within the Town of Oyster Bay which is owned or licensed by a resident of another municipality within New York State, or which is owned by a nonresident of New York State and licensed by a jurisdiction outside the State of New York, shall, for a period of 30 days, be exempt from the licensing and identification provision of this article.

§ 103-26. Licensing of dogs; rabies vaccination requirement.

- A. The owner of any dog reaching the age of four months shall immediately make application for a dog license. A license shall be issued or renewed for a period of one year, provided that at the option of the Town Clerk, a license may be issued or renewed for a period of one, two or three years, and provided further that no license shall be issued for a period expiring after the last day of the 11th month following the expiration date of the current rabies certificate for the dog being licensed. All licenses shall expire on the last day of the last month of the period for which they are issued. In the event an applicant for a license presents, in lieu of a rabies certificate, a statement certified by a licensed veterinarian, as provided in this article, a license shall be issued or renewed for a period of one year from the date of said statement. The Town Clerk may establish a common renewal date for all such licenses. A license issued by a municipality that has established a common renewal date shall expire no later than the common renewal date prior to the expiration date of the rabies certificate for the dog being licensed.
- B. Application for a dog license shall be made to the Clerk of the Town of Oyster Bay.
- C. An application for a license or renewal shall be in the form prescribed by the Town Clerk and shall provide for the following minimum information:
 - (1) The name, residence address and telephone number of each owner; and

- (2) The name, sex, approximate age, breed, color, markings and other identifying details of the dog; and
- (3) State whether the dog has been spayed or neutered; and
- (4) Such other information or documentation deemed necessary by the Town Clerk to effectuate the purpose of this article.

D. The application shall include the following:

- (1) The application shall be accompanied by the license fee in the amount indicated in the Town of Oyster Bay Dog License Fee Schedule as approved by the Town Board. A portion of the fee shall be paid over to the agency designated pursuant to Article 7 of the Agriculture and Markets Law to be used for animal population control efforts.
- (2) A certificate of rabies vaccination or statement in lieu thereof, as required by this article. In the case of a spayed or neutered dog, every application shall also be accompanied by a certificate signed by a licensed veterinarian or an affidavit signed by the owner, showing that the dog has been spayed or neutered, provided such certificate or affidavit shall not be required if the same is already on file with the Clerk or authorized dog control officer. In lieu of the spay or neuter certificate, an owner may present a statement certified by a licensed veterinarian stating that he has examined the dog and found that because of old age or other reason, the life of the dog would be endangered by spaying or neutering. In such case, the license fee for the dog shall be the same as for a spayed or neutered dog.

E. Upon validation by the Clerk, the application shall become a license for the dog described therein.

F. The Office of the Town Clerk or the Town of Oyster Bay Animal Shelter shall:

- (1) Provide a copy of the license to the owner; and
- (2) Retain a record of the license in the manner prescribed by the Town Clerk.

G. No license shall be transferable. Upon the transfer of ownership of any dog, the new owner shall immediately make application for a license for such dog.

§ 103-27. Exemptions.

- A. No license shall be required for any dog which is under the age of four months and which is not at large and which is held at a shelter pursuant to a contract or agreement with any county, city, town, village or duly incorporated society for the prevention of cruelty to animals, humane society or dog protective association.
- B. There shall be no fee for any license issued for any guide dog, hearing dog, service dog, war dog, working search dog, detection dog, police work dog or therapy dog. Each copy of any license for such dogs shall be conspicuously marked "Guide Dog," "Hearing Dog," "Service Dog," "Working Search Dog," "War Dog," "Detection Dog," "Police Work Dog," or "Therapy Dog," as may be appropriate, by the Clerk.
- C. This article shall not apply to any dog confined to the premises of any person, firm or corporation engaged in the business of breeding or raising dogs for profit and licensed as a

Class A dealer under the Federal Laboratory Animal Welfare Act,²² provided that such person, firm or corporation has obtained a certificate of exemption. Application for such certificate shall be made annually to the Town Clerk and shall be accompanied by a fee in the amount indicated in the Town of Oyster Bay Dog License Fee Schedule as approved by the Town Board.

- D. This article shall not apply to any dog confined to the premises of any public or private hospital devoted solely to the treatment of sick animals, or confined for the purposes of research to the premises of any college or other educational or research institution.

§ 103-28. Identification of dogs.

- A. Each dog licensed pursuant to this article shall be assigned, at the time the dog is first licensed, a permanent official identification number. Such identification number shall be carried by the dog on an identification tag which shall be affixed to a collar on the dog at all times, provided that a dog participating in a dog show shall be exempt from this requirement during such participation.
- B. No tag carrying an official identification number shall be affixed to the collar of any dog other than the one to which that number has been assigned.

§ 103-29. Change of ownership; lost or stolen dog; death of dog.

- A. In the event of a change in the ownership of any dog which has been licensed pursuant to this article or in the address of the owner of record of any such dog, the owner of record shall, within 10 days of such change, file with the Town Clerk a written notification of such change. Such owner of record shall be liable for any violation of this article until such filing is made or until the dog is licensed in the name of the new owner.
- B. If any dog which has been licensed pursuant to this article is lost or stolen, the owner of record shall, within 10 days of the discovery of such loss or theft, file with the Town Clerk a written notification of such loss or theft. In the case of a loss or theft, the owner of record of any such dog shall not be liable for any violation of this article committed after such report is filed.
- C. The owner of record shall notify the Town Clerk upon the death of any dog which has been licensed pursuant to this article. The owner of record shall notify the Town Clerk either before or upon receipt of a renewal notice from the Town Clerk.

§ 103-30. Promulgation of additional regulations.

The Town Board may from time to time, by resolution, adopt rules and regulations under this article.

§ 103-31. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

In addition to any other remedy for an offense against this article, for each offense committed against this article or any provision or section thereof, the person committing such offense shall be guilty of a violation punishable by a fine not to exceed \$250 or imprisonment not exceeding 15 days, or both such fine and imprisonment. Any person found by the Bureau of Administrative

22. Editor's Note: See 7 U.S.C. § 2131 et seq.

Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 103-31.

§ 103-32. Applicability.

This article shall apply to any actions occurring on or after the effective date of this article.

§ 103-33. Severability.

If a clause, sentence, paragraph, subdivision, section, or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Chapter 107

ELECTRICAL STANDARDS

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay as Ch. 7 of the 1971 Code. Sections 107-10, 107-15, 107-21, 107-31 and 107-32 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Housing standards — See Ch. 135.

Dangerous buildings — See Ch. 96.

Licenses and permits — See Ch. 147.

ARTICLE I
General Provisions

§ 107-1. Definitions.

A. As used in this chapter, the following terms shall have the meanings ascribed to them:

BOARD — The Examining Board of Electricians of the Town of Oyster Bay, the members of which shall be appointed by the Town Board at the recommendation of the Commissioner of the Department of Planning and Development.**[Amended 10-16-2012 by L.L. No. 3-2012]**

CERTIFICATE OF COMPETENCY — A certificate issued by the Board attesting to the qualifications of the applicant for the class of license specified thereon.

CHIEF ELECTRICAL INSPECTOR — A chief electrical inspector designated by an approved electrical inspection company is someone who has satisfied one or more of the following minimum requirements:**[Added 1-10-1995]**

- (1) A certified licensed electrical engineer with at least two years' experience supervising electrical projects.
- (2) An electrician who satisfies the minimum requirements for a master electrician's license required to work in the Town of Oyster Bay, plus two years' additional experience.
- (3) A person with special qualifications and experience in the electrical installation trade acceptable to the Superintendent of the Division of Buildings. No "chief electrical inspector" may perform electrical work in the Town of Oyster Bay while working for or acting as an approved electrical inspection company.

CLASS A LICENSE — The license issued by the Commissioner of the Department of Planning and Development or his duly appointed designee to a master electrician.**[Amended 2-4-1992]**

CLASS B LICENSE — The license issued by the Commissioner of the Department of Planning and Development or his duly appointed designee to an employee of a commercial or industrial firm located within the Town of Oyster Bay and which license permits the holder to engage in the installation, alteration or repair of electrical wiring and equipment within his employer's building, buildings or property limits.**[Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012]**

CLASS C LICENSE — The license issued by the Commissioner of the Department of Planning and Development or his designee to allow the holder thereof to engage in the installation or alteration of electrical wiring and equipment of a special and limited nature, including but not limited to outdoor advertising signs, and oil or gas burner installations.**[Amended 5-6-1980]**

ELECTRICAL INSPECTOR — **[Added 1-10-1995]** — An electrical inspector designated by an approved electrical inspection company is someone who has satisfied one or more of the following minimum requirements:

- (1) A certified licensed electrical engineer.
- (2) An electrician who satisfies the minimum requirements for a master electrician's

license required to work in the Town of Oyster Bay.

- (3) A person with special qualifications and experience in the electrical installation trade acceptable to the Superintendent of the Division of Buildings. No electrical inspector may perform electrical work in the Town of Oyster Bay while working for or acting as an approved electrical inspection company.

ELECTRICAL WIRING AND EQUIPMENT — All equipment utilizing electrical energy to supply light, heat or power in or on buildings, and shall include signal and control systems operation at 50 volts or communications utilities; and, with reference to repair activities shall not include such small appliances as toasters, broilers or fixtures commonly connected to existing lighting and appliance circuits.

JOURNEYMAN ELECTRICIAN — A person working under the supervision of a master electrician, who does the actual work of installing, setting up or putting together of electrical systems, wiring or equipment; it shall not include apprentices or helpers who work in the presence of or under the direct supervision of a journeyman electrician.

MASTER ELECTRICIAN — A person who has satisfied the Board that he possesses the qualifications set forth in this chapter, has passed the licensing examination prescribed by the Board, and has been duly licensed as such by the Board. **[Amended 10-16-2012 by L.L. No. 3-2012]**

- B. Any term not defined herein, but that is defined in the Town Building Code or in the Town Building Zone Ordinance,²³ shall be construed for the purpose of this chapter as so defined.

§ 107-2. Title. [Amended 2-4-1992]

This chapter shall be known as and may be cited as "Chapter 107, Electrical Standards of the Code of the Town of Oyster Bay."

§ 107-3. Purpose.

Since there is danger to life and property inherent in the use of electrical energy, this chapter is enacted to regulate the installation, alteration of wiring for electric light, heat or power and signal systems operating on 50 volts or more, in or on all real property within the town.

§ 107-4. Scope. [Amended 5-6-1980]

All matters concerning, affecting or relating to the installation, alteration or removal of electrical wiring and equipment are presumptively provided for in this chapter, except insofar as such provisions are contained in the Town Law, the Labor Law, the Building Code of the town or the rules promulgated in accordance with the provisions of this chapter by the Commissioner of the Department of Planning and Development or his designee.

§ 107-5. Applicability. [Amended 3-1-1977; 4-16-1985; 2-14-1992; 4-15-1997 by L.L. No. 3-1997]

- A. The provisions of this chapter shall not apply to the electrical installations in mines, ship railway cars, automotive equipment or to the utility in the exercise of its function as a utility and located outdoors or in buildings used exclusively for that purpose.

23. Editor's Note: See Ch. 93, Building Construction, and Ch. 246, Zoning.

- B. This chapter shall not apply to any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person engaged in electrical manufacturing as his principal business.
- C. This chapter shall not apply to any building which is owned or leased in its entirety by the government of the United States or the state.
- D. This chapter shall not apply to an electrical or helper employed by the state or any political subdivision thereof or to an electrician or helper employed by any public utility company, subject to the jurisdiction of the Public Service Commission or the state, who may install, remove or alter electric wiring and equipment without a license, provided that such installation, removal or alteration is performed in the employment by the public utility company or the state or any political subdivision thereof.
- E. A resident of the Town of Oyster Bay shall not be subject to the requirements of this chapter when temporarily performing minor electrical work in a one-family dwelling, which he owns and wherein he actually resides, except that he shall comply with the following:
 - (1) An affidavit shall be submitted to the Superintendent of the Division of Building, Department of Planning and Development or his designee stating that the homeowner both resides in and owns the premises and will actually perform the electrical work in his one-family dwelling.
 - (2) Additional requirements.
 - (a) The homeowner shall complete the application required by an approved electrical inspection service, which application shall accompany the aforesaid affidavit.
 - (b) The homeowner shall submit a schematic of the work to be performed.
 - (c) The homeowner shall submit a brief letter stating his qualifications to do the work indicated.
 - (3) The Town of Oyster Bay Electrical Board of Examiners shall prepare several general knowledge written tests to ascertain a homeowner's qualifications, ability and general electrical knowledge. These tests are to be changed at intervals at the request of the Superintendent of the Division of Building to reflect updated codes and methods.
 - (4) The aforesaid examination shall be administered by the Superintendent of the Division of Building, or a duly appointed designee.
 - (5) Upon a passing grade, the electrical work may be performed by the homeowner only for the prescribed work, and it is to be inspected by an approved electrical inspection company. If the applicant fails to obtain a passing grade, he or she will be denied approval to perform the work proposed. He or she may take future tests but not for the same proposed work as that of which he or she failed to obtain a passing grade.
 - (6) The electrical work to be performed by the homeowner, as well as the materials to be used, shall comply with all of the provisions of this chapter.
 - (7) No change of amperage service shall be made in conjunction with the minor electrical

work, unless the change of amperage service has been completed by a licensed electrician and approved by an approved electrical inspection company.

- (8) No bonding, grounding or electrical work may be done in conjunction with service to or near any outdoor swimming pool, spa or hot tub unless the work is conducted by a licensed electrician and inspected by an approved electrical inspection company.
- (9) The homeowner shall comply with any additional requirements established by the Superintendent of the Division of Buildings, Department of Planning and Development, or his designee, as he/she deems necessary for the administration of this section.

§ 107-6. Chapter to be remedial.

Except where the context clearly requires a literal interpretation of the provisions of this chapter, which is hereby declared to be remedial, it shall be construed liberally to secure the beneficial interests and purposes thereof: the public safety, health and welfare and safety to life and property.

§ 107-7. Conformance.

No building presently erected or hereafter to be built in the town shall be altered in any manner that would be in violation of any of the provisions of this chapter or any rule adopted thereunder.

§ 107-8. Construal of provisions.

This chapter shall not be construed to relieve from or lessen the responsibility of any person owning, operating, controlling or installing any electrical wiring, devices, appliances or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the town be deemed to have assumed any such liability by reason of any license issued pursuant to this chapter.

**ARTICLE II
Standards and Regulations**

§ 107-9. Master electricians to supervise work.

Unless otherwise provided for in this chapter, all electrical wiring and installations in the town shall be installed, altered or removed only by or under the supervision of a master electrician, except for those electrical installations which may be made by the holder of a Class B license or a Class C license issued pursuant to this chapter.

§ 107-10. Standards adopted. [Amended 3-1-1977; 3-12-1991 by L.L. No. 1-1991; 2-4-1992; 10-16-2012 by L.L. No. 3-2012]

All new electrical wiring or installations or extensions of or alterations or removal of existing installations shall be made in conformity with the requirements of the National Electrical Code, being particularly the latest edition of the National Fire Electrical Code.

ARTICLE III
Administration and Enforcement

§ 107-11. Approved electrical inspection company eligibility requirements and procedures. [Amended 2-4-1992; 1-10-1995]

- A. The chief electrical inspector and each of the duly appointed electrical inspectors of an approved electrical inspection company are hereby authorized to make inspections and reinspections of all electrical installations and to approve or disapprove such installations. In no event will the cost or expense of such inspections and reinspections be a charge against the Town.
- B. An approved electrical inspection company shall comply with all of the criteria contained in this chapter and submit all verifications of these requirements in a form acceptable to the Superintendent of the Division of Buildings.
- C. At least one employee of an approved electrical inspection company shall comply with the requirements for a chief electrical inspector. The chief electrical inspector's signature shall appear on all reports either for approved or defective work inspected within the Town of Oyster Bay, and said report shall be presented in a form acceptable to the Superintendent of the Division of Buildings.
- D. An approved electrical inspection company and its inspectors shall be members of a recognized chartered trade association with certification programs and continuing education courses. Proof of such membership shall be submitted annually to the Department of Planning and Development, Division of Buildings of the Town of Oyster Bay.
- E. An approved electrical inspection company shall maintain a current insurance policy which shall comply with the following minimum insurance requirements.
 - (1) Minimum policy limits:
 - (a) General aggregate per occurrence: \$2,000,000.
 - (b) Excess liability, each occurrence, and aggregate, each: \$5,000,000.
 - (c) Professional liability per occurrence: \$1,000,000.
 - (d) Workers' compensation insurance.
 - (2) Certificate requirements:
 - (a) The Town of Oyster Bay shall be named as certificate holder and additional insured.
 - (b) All certificates, notices of renewal or notices of expiration or revocation shall be served on the town as follows: Town of Oyster Bay, Department of Planning and Development Superintendent, Division of Buildings.
 - (3) Annual filing requirements. Proof of insurance, as required herein, shall be submitted annually to the Town of Oyster Bay, Department of Planning and Development, Superintendent, Division of Buildings, and prior to the expiration date of any current insurance policy.

(4) Disqualification.

- (a) In the event that an electrical inspection company fails to maintain a valid insurance policy pursuant to the terms set forth herein, all inspections that have occurred during the period of noninsurance shall be void, and no certifications will be accepted by the Division of Buildings. Furthermore, said company shall be removed from the town record as an approved electrical inspection company.
- (b) All approved electrical inspection companies, chief electrical inspectors and electrical inspectors must shelve their Town of Oyster Bay electrician's licenses during their terms as electrical inspectors.

§ 107-12. Powers and duties of approved electrical inspection companies. [Amended 5-6-1980; 4-16-1985; 1-10-1995]

- A. It shall be the duty of an approved electrical inspection company to report, in writing, to the Commissioner of the Department of Planning and Development or his designee, whose duty it shall be to enforce all the provisions of this chapter, all violations of or deviations from or omissions of the electrical provisions of the National Electrical Code adopted in this chapter insofar as any of the violations or deviations apply to electrical wiring. The chief electrical inspector shall make inspections and reinspections of electrical installations in and on properties in the town upon the written request of an authorized official of the town or as provided in this Article.
- B. The chief electrical inspector is authorized to make inspections and reinspections of electrical wiring installations, devices, appliances and equipment in and on properties within the town where he deems it necessary for the protection of life and property. In the event of an emergency, it is the duty of the chief electrical inspector to make electrical inspections upon the oral request of an official or officer of the town.
- C. The chief electrical inspector shall authorize the issuing of a certificate of compliance when electrical installations and equipment are in conformity with this chapter, and he shall direct that a copy of the certificate of compliance be sent to the town to the attention of the Commissioner of the Department of Planning and Development.

§ 107-13. Application for inspection. [Amended 2-4-1992]

It shall be a violation of this chapter for any person to install or cause to be installed or to alter electrical wiring for light, heat or power in or on properties in the town until an application for inspection has been filed with an approved electrical inspection service.

§ 107-14. Examining Board of Electricians.

- A. There shall be a Board called the Examining Board of Electricians, which shall consist of five members appointed by the Town Board, who shall hold office at the pleasure of the Town Board. The members shall receive such compensation as the Town Board may fix by resolution from time to time.
- B. Election and voting rights of Chairman. The Board shall elect a Chairman from its membership who shall retain voting rights identical with that of the remainder of the Board.
- C. Meetings; emergency sessions. [Amended 5-6-1980]

- (1) The Board shall meet at least twice each month and at such other times as, in the opinion of the Commissioner of the Department of Planning and Development or his designee, are necessary for the effective discharge of its duties.
 - (2) The Board shall meet in emergency session at the call of the Chairman with the approval of the Commissioner of the Department of Planning and Development or his designee. Notice of a meeting of the Board shall be given by mailing a notice of the time and place of meeting, addressed to each member at his last post office address, at least three days before the time of the meeting.
- D. Examination of applicants for electrician licenses; recommendations. The Board shall examine all applicants for licenses required by this chapter as to qualifications; shall pass judgment on all licensing matters brought to its attention; shall review all applications for the renewal of such licenses; and may make appropriate recommendation to the Commissioner of the Department of Planning and Development or his designee as to the issuance, modification, suspension or revocation of licenses required by this chapter, or renewals thereof, upon which the Board has passed judgment in the course of its official business. The Board may also make recommendation as it deems necessary or proper concerning proposed additions, changes or other amendments to this chapter or the Electrical Code adopted in this chapter. **[Amended 5-6-1980]**
- E. Recordkeeping. The Board shall keep a written record of all its meetings and proceedings and recommendations.
- F. Promulgation of rules and regulations. The Board may make such rules and regulations for the conduct of its business as may be necessary and proper.

§ 107-15. Penalties for offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

In addition to any other remedy for an offense against this chapter, any person committing an offense against any of the provisions of this chapter or of any rule or regulation made pursuant thereto shall be guilty of a violation punishable by a fine of not less than \$350 nor more than \$500 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of three years, punishable by a fine not less than \$500 nor more than \$750 or imprisonment for a period not to exceed six months, or both; and, upon conviction for a third or subsequent offenses, all of which were committed within a period of five years, punishable by a fine not less than \$1,000 nor more than \$2,000 or imprisonment for a period not to exceed six months, or both. However, for the purpose of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter or of such ordinance or regulation shall be deemed misdemeanors and for such purpose only all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.

§ 107-15.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner of the Department of Planning and Development or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$1,000 or imprisonment

for a period not to exceed 15 days, or both.

§ 107-15.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized hereinabove.

ARTICLE IV
Electricians Regulations; Licenses

§ 107-16. Representation as master electrician.

No person not having been issued a Class A license pursuant to this article shall represent himself as a master electrician or as a licensed electrical contractor on signs, stationery, vehicles, in advertising or in any other manner.

§ 107-16.1. Representations and advertising. [Added 10-16-2012 by L.L. No. 3-2012]

It shall be unlawful for any person to represent him/herself as Electrical Inspector, Town Electrical Inspector, Chief Electrical Inspector or Master Electrician on signs, cards, stationery, vehicles, contracts, written estimates, in advertising or in any other manner, by the use of the word "electrician" or any words of similar import or meaning, unless he has complied with this chapter and holds a license issued pursuant thereto.

§ 107-17. Compliance required.

All electricians licensed pursuant to this article shall strictly comply with the provisions of this chapter, this code and all other ordinances of the town.

§ 107-18. Validity of Class B license.

A Class B license issued pursuant to this Article shall be valid only as it pertains to work performed within the property limits of the person to which it is issued.

§ 107-19. Examination required; exemptions.

- A. Any applicant for a license required by this Article shall be required to pass an examination, except an applicant applying for a Class A license, who:
 - (1) Maintains a principal place of business within the county and is duly licensed as a master electrician by a municipality within the county with which the town has entered into a reciprocity agreement; or
 - (2) Maintains a principal place of business within any other municipality in the state and is duly licensed as a master electrician by that municipality and the municipality has entered into a reciprocity agreement with the town.
- B. Applicants for a license exempt from taking the license examination shall, however, submit the prescribed application, together with a certificate of competency and a certified copy of a currently valid master electrician's license.

§ 107-20. Qualifications of applicants.

- A. Generally. No applicant for a license examination, except an applicant for a Class C license required by this Article, shall be examined unless he shall be at least 21 years of age, of good moral character and shall give satisfactory evidence that he was or is:
 - (1) An employing electrical contractor who has had an established business for at least five years in the installation, alteration and repair of electrical wiring or equipment;

or whose experience as a journeyman electrician, as set forth in Subsection A(2) of this section, and as an employing contractor totals at least five years;

- (2) A journeyman electrician who has worked as a journeyman for at least five years on the physical installation, alteration and repair of electrical wiring and equipment;
 - (3) Any combination of the qualifications as set forth in Subsection A(1) and (2) of this section whose experience totals at least five years; or
 - (4) A graduate engineer of a college or university, and who holds at least a bachelor of science degree in electrical engineering, and has in addition worked at least one year on the physical installation, alteration and repair of electrical wiring and equipment.
- B. Class B license. No applicant for a Class B license shall be examined therefor unless it is shown by satisfactory evidence that the applicant is a full-time employee and a duly authorized representative of a firm who shall be responsible for the supervision or performance of the installation, alteration or repair of electrical wiring and equipment on the premises of the firm.
 - C. Class C license. No applicant for a Class C license shall be examined therefor unless it is shown by satisfactory evidence that he is at least 18 years of age and of good moral character and that he has had a minimum of three years experience in the special installations permitted under Class C licenses.

§ 107-21. Liability insurance. [Amended 5-6-1980^{24]}

Each applicant for a license under this Article shall, prior to the issuance of the license or a renewal thereof, obtain public liability insurance and file a certificate thereof with the Department of Planning and Development, which insurance shall protect the applicant from claims for damages for bodily injury, including death, as well as for claims for damages to property. The limits of the insurance policy shall be not less than \$1,000,000 combined single limit or \$1,000,000 for personal injury and \$500,000 for property damage. The insurance shall remain in full force and effect throughout the license period and shall provide that cancellation or a material modification to the policy shall not be made unless at least 15 days prior written notice of the cancellation or material modification shall be given by registered or certified mail to the Commissioner of the Department of Planning and Development or his designee.

§ 107-22. Application for examination.

- A. Persons applying for an examination for a license pursuant to this article shall file with the Board an application on such a form as may be prescribed by the Board, and shall furnish to the Board such information as it may require concerning the applicant's fitness and qualifications to receive a license; all applications shall be under oath.
- B. Each applicant for a license shall be required to furnish two references, who shall sign under oath on forms prescribed by the Board, certifying to the time the applicant has been employed by them as a journeyman electrician, or the period of time they have known such applicant as a master or employing electrician.
- C. All applications for an examination for a license shall expire and be canceled after a period

24. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

of 90 days from the date of the application if the applicant does not appear for examination or reexamination within that period.

§ 107-23. Examinations.

- A. The time of holding examinations for licenses shall be left to the discretion of the Board; at least 15 days notice of the examination shall be given to applicants therefor.
- B. All examinations of the Board for a license shall be in two parts, namely, a practical test to determine the applicant's skill and a written examination. The written examination shall consist of questions designed to determine the applicant's fitness and qualifications to engage in the business of an electrician of the class sought.
- C. All examinations shall be written by the applicant and must be in the English language.

§ 107-24. Issuance of certificate upon passing examination.

Applicants for a license examination who pass the test as prescribed by the Board shall receive a certificate of competency as evidence of eligibility for the class of license for which such test is prescribed.

§ 107-25. Eligibility for reexamination after failure.

An applicant for a license examination who fails to attain a minimum passing mark in the test shall not be eligible for another test until the expiration of 30 days.

§ 107-26. Fees. [Amended 6-14-1988; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

- A. Each applicant for a Class A license, except as may be otherwise provided by a reciprocity agreement with other municipalities, shall pay a nonreturnable filing fee for each examination and an additional fee upon the issuance of a Class A license in an amount as determined by the Commissioner of the Department of Planning and Development.
- B. Each applicant for a Class A license with a reciprocity agreement with another municipality shall pay a fee in an amount as determined by the Commissioner of the Department of Planning and Development.
- C. Each applicant for examination for any class of license other than a Class A license shall pay a nonreturnable filing fee for each examination and an additional fee upon the issuance of a license in an amount as determined by the Commissioner of the Department of Planning and Development.

§ 107-27. Transferability.

No licensee under this article shall lend, rent, transfer or assign his license to any other person; nor shall any person make use of a license which is not his own.

§ 107-28. Duplicate licenses or certificates.

In case a license issued pursuant to this article or a certificate of competency is lost or destroyed, a copy of the lost document, marked "duplicate" may be issued upon the filing of an acceptable

affidavit attesting to the fact that the document was either lost or destroyed, and the payment of a fee of \$5.

§ 107-29. Expiration; renewals. [Amended 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

- A. All licenses issued pursuant to this article shall expire on the last day of December of the year in which they have been issued. Applications for the renewal of licenses issued pursuant to this article shall be filed during the month of December of each year with the Board, together with such verification of the electrical work performed under the authority of the prior license as the Board may require to determine the continuing competency of the licensee, effective January 1, 2014.
- B. License renewal fees, payable at the time of filing of the application for renewal, shall be the amounts indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.

§ 107-30. Provisions upon nonrenewal. [Amended 2-25-1975; 12-9-1975; 6-4-1988; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

- A. Any licensee under this article who fails to properly file an application for license renewal prior to the first day of January of any year shall be required to reapply and pay the fees in an amount as determined by the Commissioner of the Department of Planning and Development.
- B. A licensee who fails to renew a license for five consecutive years shall be subject to reexamination as if applying for an initial license and shall pay the examination and license fees as provided in § 107-26.

§ 107-31. Suspensions and revocations; notice. [Amended 3-12-1991 by L.L. No. 1-1991]

- A. The Commissioner of the Department of Planning and Development or his designee may forthwith temporarily suspend any license issued pursuant to this article for a period of not more than 30 days upon receiving information giving him reasonable cause to believe that the holder of any license issued pursuant to this article has submitted a false application or made false statements in obtaining the license or any renewal thereof; or has failed to perform the work engaged in under the authority of the license in a competent and satisfactory manner; or has violated any of the provisions of this chapter; or has been charged or indicted for any crime or offense.
- B. In each instance wherein the Commissioner of the Department of Planning and Development or his designee suspends a license, he shall give the licensee immediate written notice thereof by registered or certified mail, and also immediately advise the Board, which Board shall hold a hearing to consider the suspension or revocation of said license.
- C. Any license issued pursuant to this article may be suspended for a period of not more than three months or revoked by the Board if the licensee shall have submitted a false application or made false statements in obtaining the license or any renewal thereof; or has failed to perform the work engaged in under the authority of the license in a competent and satisfactory manner; or has violated any of the provisions of this chapter; or has been

charged or indicted for any crime or offense.

§ 107-32. Holding licenses inactive. [Amended 3-12-1991 by L.L. No. 1-1991]

In the event that any person licensed under this article becomes employed by any municipality or by the New York Board of Fire Underwriters, whereby it could be implied that the holding of the license could be in conflict of interest, the Commissioner of the Department of Planning and Development or his designee, on the written request of the licensee, may hold inactive the license until such time as the licensee terminates his employment and gives written notice that he wishes his license reinstated. No fees will be charged the licensee while the license is inactive, except that when the license is reinstated, the licensee must submit the current renewal fee, and the subsequent renewal fees thereafter.

Chapter 110

ENVIRONMENTAL QUALITY REVIEW

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 2-10-2004 by L.L. No. 4-2004.²⁵ Amendments noted where applicable.]

GENERAL REFERENCES

Department of Environmental Resources — See Ch. 4, Art. XIV.	Landmarks preservation — See Ch. 143.
Building construction — See Ch. 93.	Storage and handling of oil — See Ch. 154.
Flood damage prevention — See Ch. 121.	Shellfish and marine life — See Ch. 196.
	Zoning — See Ch. 246.

§ 110-1. Title.

This chapter shall be known as the "Environmental Quality Review Law of the Town of Oyster Bay."

§ 110-2. Declaration of policy.

It is declared to be the public policy of the Town of Oyster Bay to encourage productive and enjoyable harmony between people and their environment, to promote efforts which will prevent or eliminate damage to the environment and enhance human and community resources and to enrich the understanding of the ecological systems, natural, human and community resources important to the people of the Town of Oyster Bay and to join with private and other governmental authorities in those endeavors.

§ 110-3. Definitions.

A. Unless the context shall otherwise require, the terms, phrases, words and their derivatives used in this chapter shall have the same meanings as those defined in § 8-0105 of the Environmental Conservation Law and Part 617 of Title 6 of NYCRR.

B. As used in this chapter, the following terms shall have the meanings indicated:

ASSISTANT DIRECTOR — Assistant Director of TEQR, who shall aid and advise the Director of TEQR in implementing the requirements and procedures of the Town environmental quality review process, and who shall act generally for and in place of the Director of TEQR.

COMMISSIONER — The Commissioner of the Department of Environmental Resources of the Town of Oyster Bay.

DIRECTOR OF TEQR — A designated official who shall act generally as an administrative designee of the Commissioner for the purpose of implementing the

25. Editor's Note: This local law also repealed former Ch. 110, Environmental Quality Review, adopted 3-29-1977 by L.L. No. 3-1977, as amended.

requirements and procedures of the Town environmental quality review process as described in this chapter and as otherwise set forth under Title 6 of NYCRR Part 617 and other applicable laws and regulations. The Director of TEQR shall be appointed by the Commissioner on the basis of his or her administrative experience and qualifications for the duties of such office and any additional standards as may be required by the Commissioner.

NYCRR — The State of New York Official Compilation of Codes, Rules and Regulations.

OTHER INVOLVED TOWN AGENCY — The decisionmaking division of the Town of Oyster Bay, other than the Town Board, having jurisdiction over an action.

TEQR — See "Town Environmental Quality Review."

TEQR STAFF — Individuals, including the Commissioner, the Director of TEQR, Assistant Director, and other personnel assigned by the Commissioner, who are responsible for undertaking the Town environmental quality review procedures as described in this chapter, and reporting their findings to the Town Board and other involved Town agencies for appropriate action by said Board and agencies.

TOWN — The Town of Oyster Bay.

TOWN ENVIRONMENTAL QUALITY REVIEW (TEQR) — The environmental review process, as promulgated through Title 6 of NYCRR of Part 617, and implemented in the Town of Oyster Bay pursuant to the requirements of this chapter.

§ 110-4. Duties of TEQR staff.

- A. The TEQR staff is authorized to review, analyze, investigate and process all appropriate administrative and technical undertakings pertaining to the environmental impacts of applications presented for approval to the Town Board or to other involved Town agencies, and submit their reports, conclusions and recommendations thereon through the Commissioner to said Board or agencies, for their findings and determinations, all in accordance with Article 8 of the Environmental Conservation Law of the State of New York and with Part 617, Title 6, of NYCRR. Any modifications or amendments to such applications shall not be considered by the TEQR staff unless the agency having original jurisdiction in the matter has received said change and forwarded the same to the Commissioner for review.
- B. In executing their duties and responsibilities pursuant to this chapter, the TEQR staff is specifically empowered to undertake field inspections, environmental testing, traffic studies, technical research, meetings and communications with any other involved agencies or interested parties, and any other actions deemed necessary to substantiate, verify, or augment any information that may be submitted by or on behalf of an applicant, as authorized by the Commissioner. In order to ensure the completeness and technical validity of the information at hand, the TEQR staff may employ the services of qualified consultants with expertise in the disciplines under investigation, at the direction of the Commissioner, subject to the issuance of prior authorization by the Town Board for the use of said consultants.

§ 110-5. Qualifying actions.

No decision to carry out, fund or approve any action by the Town Board or by any other involved Town agency shall be made until there has been full compliance with all requirements of this

chapter and Part 617 of Title 6 of NYCRR; provided, however, that nothing herein shall be construed as prohibiting:

- A. The conducting of contemporaneous environmental, engineering, economic feasibility or other study and preliminary planning and budgetary processes necessary to the formulation of a proposal for actions which do not commit the Town to approve, fund or engage in such action; or
- B. The granting of any part of an application which relates only to technical specifications and requirements, provided that no such partial approval shall entitle or permit the applicant to commence the action until all requirements of this chapter and Part 617 of Title 6 of NYCRR have been fulfilled.

§ 110-6. Type I and Type II actions.

- A. Consistent with Part 617 of Title 6 of NYCRR and the criteria therein, the actions listed in Appendix A attached hereto,²⁶ in addition to those listed in § 617.4 of Title 6 of NYCRR as Type I actions, are likely to have a significant effect on the environment.
- B. Consistent with Part 617 of Title 6 of NYCRR and the criteria therein, the actions listed in Appendix B attached hereto,²⁷ in addition to those listed in § 617.5 of Title 6 of NYCRR as Type II actions, are deemed not to have a significant effect on the environment.
- C. Appendices A and B may be modified, amended or altered by Town Board resolution.

§ 110-7. Filing of environmental assessment form.

For the purpose of assisting in the review of whether an action may or may not have a significant effect on the environment, applicants for permits or other approvals shall, at the request of the Commissioner or Director of TEQR, or other member of the TEQR staff acting on behalf of the Commissioner or Director of TEQR, complete and file an environmental assessment form in accordance with prevailing law and rules and regulations. In addition, applicants may include a detailed statement of the reasons why, in their view, a proposed action may not or will not have a significant effect on the environment. The statement provided herein shall be upon a form prescribed by the Commissioner and shall contain such additional relevant information as shall be accompanied by drawings, sketches and maps, if any, together with any other relevant explanatory material as may be requested by the TEQR staff.

§ 110-8. Fees.

- A. Every application for determination under this chapter shall be accompanied by fees to defray the expenses incurred by the Town in completing the environmental review process necessary for rendering such determination, which fees and schedules thereto shall be established by the Commissioner, subject to approval by the Town Board via resolution. Said fees shall include, but not necessarily be limited to:
 - (1) Each environmental assessment form submitted for review pursuant to § 110-7 of this chapter.

26. Editor's Note: Appendix B is included at the end of this chapter.

27. Editor's Note: Appendix B is included at the end of this chapter.

- (2) Environmental impact statement.
 - (a) Each environmental impact statement (EIS) prepared for an action proposed by an applicant that is issued a positive declaration pursuant to § 617.7 of Title 6 of NYCRR. In each such case, involving the preparation of an EIS, the applicant shall provide funds to the Town for deposit into a trust account (environmental review trust account), pursuant to the schedule and procedures established by the Town Board. The fees assessed against said trust account shall include the cost of outside consulting services to assist the TEQR staff with the preparation or review of the EIS, if such assistance is determined to be necessary by the Commissioner, as well as an administrative fee for the involvement of Town personnel.
 - (b) The environmental review trust account shall be established at the time of scoping, and shall be available for the Town's use for preparing a draft scoping document, reviewing a draft scoping document prepared by an applicant, amending or finalizing a scoping document based on comments received from involved agencies and interested parties, preparing for or participating in scoping meetings or hearings, and other activities as required to complete a final scoping document, pursuant to § 617.8 and § 617.13 of Title 6 of NYCRR. Said trust account shall continue to be available for the Town's use for preparing a draft EIS, final EIS, or findings statement, or reviewing a draft EIS or final EIS document submitted by the applicant, or undertaking any field inspections, environmental testing, traffic studies, technical research, meetings and communications with other involved agencies or interested parties, and any other actions deemed necessary by the Commissioner or the Director of TEQR to substantiate, verify, or augment any information that may be submitted by or on behalf of an applicant, or to assist the TEQR staff in completing any of the duties or responsibilities described elsewhere in this chapter.
 - (c) The maximum cumulative total of charges to an applicant for review of the EIS for a given application pursuant to the provisions of this chapter shall conform to the limits set forth under § 617.13 of Title 6 of NYCRR and other applicable laws and regulations.

B. Preapplication.

- (1) If a project sponsor voluntarily requests technical input from the Town regarding a potential development proposal prior to the submission of a formal application, and prior to the initiation of the formal SEQRA process, said project sponsor shall be required to submit fees to defray the expenses incurred by the Town in providing such input. In each such case, the applicant shall provide funds to the Town for deposit into a trust account, pursuant to the schedule and procedures established by the Town Board. The fees assessed against said trust account shall include the cost of outside consulting services to assist the TEQR staff with the preparation or review of the EIS, if such assistance is determined to be necessary by the Commissioner, as well as an administrative fee for the involvement of Town personnel.
- (2) During the preapplication phase of environmental review for a project, the trust fund shall be available for the Town's use for meetings and other discussions with the project sponsor and its representatives, review of preliminary plans, drawings and

other materials, preliminary scoping for an EIS or other SEQRA documentation, and similar activities.

- (3) If a decision is made not to pursue a given project that has been subject to preapplication review, the project sponsor shall submit correspondence to the Commissioner to that effect and requesting release of the remaining trust fund. In the absence of correspondence to the Commissioner requesting release of the remaining trust fund, said trust fund shall remain in place and shall be available for the Town's use during the subsequent SEQRA review process, in accordance with Subsection A immediately above, except that any expenditures accrued during the preapplication phase of the environmental review process shall not be counted toward the maximum allowed under § 617.13 of Title 6 of NYCRR.

§ 110-9. Processing.

- A. If it is determined that the proposed action is exempt, excluded or Type II, such classification shall be filed in the office of the Town Board or other involved Town agency, and thereafter, the action may be processed without further application of this chapter, as amended.
- B. Those actions deemed Type I or unlisted shall be processed in accordance with § 617.6 (initial review of actions), 617.6 and 617.7 (establishment of lead agency and determination of significance) and 617.8 (scoping) of 6 of NYCRR, Part 617.
- C. When it is determined that a proposed action may have a significant effect on the environment, the Town Board or other involved Town agency shall, with appropriate input and assistance from the TEQR staff, prepare such determination and cause it to be filed and circulated as provided in § 617.12(b) of Title 6 of NYCRR. Thereafter, the action shall be processed in accordance with § 617.8 and 617.9(a) of Part 617 of Title 6 of NYCRR.
- D. After the determination that an environmental impact statement is required is made by the Town Board or other involved Town agency, the applicant has the following options:
 - (1) To request that the draft environmental impact statement be prepared by the Town Board or other involved Town agency. In such cases, the applicant will be charged a fee for the preparation of the draft environmental impact statement.
 - (2) To prepare the draft environmental impact statement.
- E. If the applicant does not request the Town Board or other involved Town agency to prepare the draft environmental impact statement and does not prepare the draft environmental impact statement himself or herself, the application shall be withdrawn.
- F. When the Town Board or other involved Town agency has determined that a draft environmental impact statement is adequate for public review, said Board or agency, with appropriate input and assistance from the TEQR staff, shall prepare and file a notice of completion. The notice shall contain the information specified by § 617.12(a) of Title 6 of NYCRR and shall be filed and circulated as provided in § 617.12(b) and 617.12(c) of Title 6 of NYCRR.
- G. If it is determined that a public hearing shall be held on a draft environmental impact statement, notice thereof shall be filed and circulated in the same manner as the notice of

completion and shall be published in the official newspapers of the Town at least 14 calendar days prior to such public hearing. Such notice shall also state the place where substantive written comments on the draft environmental impact statement may be sent and the date before which comments shall be received. The hearing shall commence no fewer than 15 calendar days nor more than 60 calendar days of the filing of the notice of completion for the draft environmental impact statement, except as otherwise provided where the Town Board or other involved Town agency, in consultation with the TEQR staff determines that additional time is necessary for satisfactory completion of the review of the draft environmental impact statement or where a different hearing date is required as appropriate under other applicable law.

- H. The Town Board or other involved Town agency, acting in a capacity as lead agency pursuant to Title 6 of NYCRR Part 617, shall have the option of presiding over the conduct of any hearing prescribed hereunder and, as is practical and feasible, shall have the option of conducting any hearing prescribed hereunder concurrently with any other hearing that may be required under the law. For any hearing that is not presided over by the Town Board or other involved Town agency, the conduct of said hearing shall be presided over by the Commissioner, or his or her designee.
- I. Except as otherwise provided herein, a final environmental impact statement shall be prepared in accordance with the provisions of Part 617 of Title 6 of NYCRR. Such statement shall be completed within 45 days after the close of any hearing or within 60 days after the filing of the draft environmental impact statement, whichever occurs last; provided, however, that the Town Board or other involved Town agency, in consultation with the TEQR staff, may extend the time when appropriate to complete the required statement or to resolve other issues identified with the proposed action.
- J. A notice of completion of a final environmental impact statement shall be prepared, filed and distributed in the same manner as provided in Subsection F herein and shall be sent to all persons to whom the notice of completion of the draft environmental impact statement was sent. Copies of the final environmental impact statement shall be filed and made available for review in the same manner as the draft environmental impact statement.

§ 110-10. Decisions.

- A. Within 30 days of the filing of a final environmental impact statement, the Town Board or other involved Town agency shall, with appropriate input and assistance from the TEQR staff issue a written findings statement and thereafter shall make a decision on whether or not to approve, fund, or directly undertake the action which was the subject of the final environmental impact statement; provided, however, that such period may be extended for just cause.
- B. The written findings statement shall include the items as contained in § 617.11(d) of Part 617 of Title 6 of NYCRR.
- C. The findings statement shall be filed in accordance with § 617.12(b) and 617.12(c) of Part 617 of Title 6 of NYCRR.

§ 110-11. Records to be public.

The TEQR staff shall maintain files open for public inspection of all notices of completion, draft

and final environmental impact statements and written determinations prepared or caused to be prepared thereon.

§ 110-12. Other agencies.

Where more than one agency is involved in an action, the procedures of § 617.6(b)(2) of Part 617 of Title 6 of NYCRR shall be followed.

§ 110-13. Prior actions.

Actions undertaken or approved prior to the date specified in Article 8 of the Environmental Conservation Law for local agencies shall be exempt from this chapter and the provisions of Article 8 of the Environmental Conservation Law and Part 617 of Title 6 of NYCRR; provided, however, that if after such dates the agency having jurisdiction modifies an action undertaken or approved prior to that date and the Town Board or other involved Town agency, in consultation with the TEQR staff determines that the modification may have a significant adverse effect on the environment, such modification shall be an action subject to this chapter and Part 617 of Title 6 of NYCRR.

Chapter 114

EXPLOSIVES AND FIREARMS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 9 of the 1971 Code. Section 114-8 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Noise — See Ch. 156.

§ 114-1. Repealer; preservation of existing rights.

The Firearms and Explosives Ordinance adopted on the 28th day of August 1928, as amended, is repealed, rescinded and annulled; however, all existing permits duly issued thereunder are valid until such time as the permittee's current State Department of Labor license to purchase, own, possess, transport or use explosives expires, unless sooner revoked by the issuing authority.

§ 114-2. Possession, transportation and use of explosives restricted.

It shall be unlawful for any person to have, possess, keep, store, transport or use any high or low explosives, fuse or electric blasting caps or any fireworks of any description or any other explosive compound, except such articles as defined by the Interstate Commerce Commission regulations for the transportation of explosives or other dangerous articles, unless these explosives are stored, used or transported in conformity with the regulations of the state and the Public Safety Bureau of the County Police Department and a permit is first obtained from the Town Clerk.

§ 114-3. Permit required for sale of explosives.

No person shall sell, expose for sale or give away any percussion caps, fuse or electric blasting caps, dynamite, firecrackers or other fireworks or any other explosive materials of any description without first obtaining a permit therefor from the Town Clerk.

§ 114-4. Discharge restricted.

- A. Except as otherwise provided by law, no person shall discharge any firearms, rockets, gunpowder, firecrackers, torpedoes, blasting caps, dynamite or other explosives within the town without first obtaining a permit therefor from the Town Clerk, except that persons having a duly issued license or permit or a permit to carry or possess concealed weapons and persons having duly issued gunning or gaming licenses or permits shall not be required to obtain the permit otherwise required by this subsection before using a firearm so permitted within the intent of the license or permit.
- B. The prohibition contained in Subsection A of this section shall not apply to the authorized discharge of a firearm at a licensed range.
- C. Nothing contained in Subsection A or B of this section shall be construed as permitting the discharge of firearms contrary to the Penal Law nor on, from or over the waters known as "Mill Neck Creek" pursuant to § 114-7.

§ 114-5. Prerequisites for permit issuance; conditions. [Amended 10-21-1986]

- A. A fee of \$10 shall be charged for each town permit issued under this chapter; however, there shall be no fee for the issuance of a permit to a school or educational institution approved by the Board of Regents of the State of New York.
- B. No permit will be issued pursuant to this chapter without first obtaining the approval of the Nassau County Police Department Bomb Squad, in writing, which approval shall be attached to the application for the permit before the application is acted upon.
- C. No permit shall be issued until an indemnity insurance policy in limits of not less than \$500,000/\$1,000,000 for personal injury or death and \$500,000/\$1,000,000 for property damage in an approved company is filed with the Town Clerk.
- D. A permit issued pursuant to this chapter shall only be in effect for the individual special event for which the permit is requested.
- E. All permits issued pursuant to this chapter shall expire upon conclusion of the special event for which they are issued.
- F. No permit granted hereunder shall be transferable.

§ 114-6. Rules and regulations for fireworks displays. [Amended 10-21-1986]

- A. The actual point at which the fireworks are to be fired shall be at least 300 feet from the nearest permanent building, public highway or railroad or other means of travel and at least 50 feet from the nearest aboveground telephone or telegraph line, tree or other overhead obstruction.
- B. The audience at such display shall be restrained behind lines at least 300 feet from the point

- at which the fireworks are discharged.
- C. Only persons in active charge of the display shall be allowed inside these lines.
 - D. All fireworks that fire a projectile shall be so set up that the projectile will go into the air as nearly as possible in a vertical direction, unless such fireworks are to be fired from the shore of a lake or other large body of water, when they may be directed in such manner that the falling residue from the deflagration will fall into the lake or body of water.
 - E. Any fireworks that remain unfired after the display is concluded shall be immediately disposed of in a way safe for the particular type of fireworks remaining.
 - F. No fireworks display shall be held during any windstorm in which the wind reaches a velocity of more than 30 miles per hour.
 - G. All the persons in actual charge of firing the fireworks shall be over the age of 18 years, competent and physically fit for the task.
 - H. There shall be at least two such operators constantly on duty during the discharge, and at least two soda-acid or other approved-type fire extinguishers of at least 2 1/2 gallons' capacity each shall be kept at as widely separated points as possible within the actual area of the display.
 - I. The pyrotechnist in charge or any assistant must be qualified for this profession and have his credentials available for examination by the Town Clerk.
 - J. Care must be used by the pyrotechnician in the selection of assistants, for whose acts he shall be deemed responsible.
 - K. All discharges must be kept within the territorial limits of the area for which the permit is issued. This area shall be cleared of spectators and kept cleared during the display. The area shall be marked by red lanterns kept lighted during the period of display.
 - L. All mortars shall be embedded in the ground and be protected by sandbags. No mortar piece exceeding five inches in diameter shall be used or discharged.
 - M. No fire balloons, girandoles, parachutes or stick skyrockets shall be used or discharged.
 - N. No more than one display shall be permitted at a given place and date.
 - O. Displayers shall carefully clean up the grounds immediately after each display, and all undischarged fireworks and explosives of any kind shall be removed by the display before leaving the location.
 - P. In the finale or closing set pieces of fireworks, the tubes shall not be larger than two inches in diameter. The tubes shall be constructed of cardboard only. On the ground finale, the tubes shall not be larger than three inches.²⁸

§ 114-7. Discharge of firearms over Mill Neck Creek.

- A. It is hereby found and declared that because of the limited confines of certain of the waters

28. Editor's Note: Former Subsection Q, dealing with penalties, which immediately followed this subsection, was deleted at time of adoption of Code; see Ch. 1, General Provisions. Art. I. For current penalty provisions, see § 114-8. Penalties for offenses.

within the town and the close proximity thereto of residential and other structures and property inhabited and used by human beings, the use of firearms on such waters is a matter affecting the public health, safety and welfare which should be subject to control by the town, the use of firearms being inherently dangerous.

- B. No person shall discharge any pistol, rifle, shotgun or any type of firearm from, on or over any portion of the waters specifically described in Subsection C of this section unless he is a peace officer acting in the discharge of his duty or unless it shall be reasonably necessary for the protection of life or property.
- C. For the purpose of this section, the waters known as "Mill Neck Creek" are more particularly bounded and described as follows:

All those waters lying between the northerly boundary of the Incorporated Village of Mill Neck on the south, the easterly boundary of the Incorporated Village of Lattingtown on the west, on the northwest by the unincorporated hamlet known as "Locust Valley" (part of which is known as "Davis Park"), on the north by the southerly boundary of the Incorporated Village of Bayville, and on the northeast by lands lying in the unincorporated portion of Bayville, and on the east by a line 500 yards easterly from and parallel with the bridge which carries Shore Road across the said waters, which line shall run southerly from the northerly shore of said waters to a point where it would intersect a line drawn due east from the southeasterly end of said bridge.

§ 114-8. Penalties for offenses. [Amended 10-21-1986²⁹]

Any person committing an infraction against this chapter or any section or provision thereof is punishable by a fine not exceeding \$250 or imprisonment for a period not exceeding 15 days for each such infraction, or by such fine and imprisonment.

Chapter 118

FILMING AND PHOTOGRAPHY

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 11-10-2015 by L.L. No. 3-2015. Amendments noted where applicable.]

§ 118-1. Purpose.

The unique nature and beauty of the Town of Oyster Bay and its many residential properties have made it the location for the on-site production of many still photography shoots, television commercials, student documentary projects, motion-picture, television, and video programs. Due to the nature of these location shoots, there is a concomitant increase in electronic equipment, vehicles, traffic, and people within the Town which impacts the infrastructure of the Town, the utilization of public safety personnel and other government resources. It is in the public interest to require those individuals and enterprises who seek to undertake such activities within the Town to assume the financial burden associated with those activities in order to ensure that the taxpayers of the Town of Oyster Bay are not adversely impacted with that financial burden. The requirements herein are not meant to infringe upon the First Amendment rights of any bona fide news organization, as coverage of contemporaneous news events serves the public interest and

29. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions. Art. I.

the provisions herein shall not apply thereto.

§ 118-2. Definitions.

As used herein, the following terms shall have the meanings indicated:

BASE CAMP — Base camps house crew parking (which can be a significant number of cars), portable bathrooms, star trailers, and a catering tent. All vehicles other than "working trucks" are located in a base camp. "Working trucks" are those defined as vehicles that are vital to the making of the film, such as camera, props, and grip and light.

COMMERCIAL FILMING — The recording on film or any other electronic or photographic material or substance of any image or sound where such recording shall be used for a commercial purpose and on-site preparation for such activity and all on-site activity associated with the filming, including but not limited to on-site restoration and cleanup. Such commercial purposes shall include but not be limited to the making of motion pictures, music videos, television programs, advertisements, commercials, and still photography. Specifically excluded from the provisions of this definition are any activity undertaken by a bona fide news organization which enters into the Town to cover contemporaneous news stories; weddings; and other similar types of photography undertaken by a commercial photographer.

STUDENT FILMING — Films and/or videos recorded by a student in the fulfillment of educational requirements, provided that such works will not be used for a commercial purpose.

§ 118-3. Permit required.

No person, firm, association, corporation, or enterprise shall commence commercial or student filming or establish a base camp anywhere in the Town of Oyster Bay unless a permit therefor has been previously issued by the Town Clerk of the Town of Oyster Bay.

§ 118-4. Application for permit.

A. Applicants for a permit under this chapter must submit the following documents:

- (1) An application for a permit under this chapter shall be made to the Town Clerk at Town Hall during normal business hours at least 10 days prior to any activity commencing anywhere in the Town of Oyster Bay. Such application form, which shall be provided by the Town Clerk, shall contain the following information:
 - (a) Name, address and telephone number of the person or entity owning the rights to the commercial film, if applicable.
 - (b) Name, address and telephone number of the location coordinator or other contact person.
 - (c) Purpose of the filming.
 - (d) Specific locations of the properties to be used.
 - (e) Dates and times of day that the properties will be used.
 - (f) A description of all motor vehicles and bulk equipment to be used in connection with the filming, together with the vehicle registrations and license plate numbers for all such vehicles.

- (g) Such other information as may be required by the Town Board of the Town of Oyster Bay or the Town Clerk.
- (2) Written consent of the owners of all properties where all filming activities are to take place.

§ 118-4.1. Application for expedited permit.

An applicant who has obtained a filming permit from the Town within the last 12 months may reapply for a new permit upon three days' notice as described below so long as the Town received no written complaints regarding the prior filming from any Town resident and the present application complies with all other provisions in this chapter. The application must be made to the Town Clerk at Town Hall in person, or by electronic mail, or certified mail at least three business days prior to any activity commencing anywhere in the Town.

§ 118-5. Modifications to permit.

Any change in the planned activities for which the permit has been requested or obtained shall be submitted by the applicant in advance of the proposed changes, and shall be approved or denied in the same manner as the original application.

§ 118-6. Issuance, expiration and conditions of permit.

- A. The Town Clerk may deny any application for a filming permit that does not comply with the purpose and intent of this chapter or if the public interest would be served by such denial. The Town Clerk may also deny any application for such permit when, in the judgment of the Town Clerk, such permit would conflict with other scheduled events in the area of the filming location; would be detrimental to the community because of anticipated excessive noise, illumination or other effect caused by the proposed filming, including but not limited to the use of explosives; or would unduly interfere for an extended period of time with the day-to-day activities of the surrounding residents. Where an application has been denied, the applicant may appeal such denial to the Town Board, whose decision thereon shall be final.
- B. Every permit shall contain a date of commencement and an expiration date and shall specify the specific hours during which any permit activity shall occur.
- C. At no time shall any filming or use of any equipment therefor be allowed between the hours of 10:00 p.m. and 8:00 a.m.
- D. At no time shall any filming or use of any equipment therefor be allowed on Sundays.
- E. No filming activity shall intrude upon or interfere with the privacy or property of any property owner unless a written consent shall have been previously obtained from said property owner.
- F. There shall be no rerouting of traffic in connection with any filming activity except as specifically authorized and approved in advance by the Town Attorney and the Commissioner of Public Safety, or their respective designees.
- G. The filming activity shall be conducted so as not to interfere with access to fire stations and fire hydrants. Equipment, materials or obstructions shall not be placed within 50 feet of fire

hydrants.

- H. The Town Attorney and/or Commissioner of Public Safety, and/or their respective designees, may place such other further reasonable limitations on the permit as in their opinion are warranted under the circumstances.

§ 118-7. Fees.

The fees for a commercial filming permit, student filming permit or for staging a base camp shall be as set forth in the attached fee schedule,³⁰ which may be amended from time to time by the Town Clerk.

§ 118-8. Suspension or revocation of permit.

- A. A filming permit may be suspended or revoked by the Town for any of the following reasons:
- (1) Violation of any law, rule or regulation of the United States of America, the State of New York, the County of Nassau, the Town of Oyster Bay.
 - (2) Violation of any condition of the permit.
 - (3) Conduct that is detrimental to the health, safety or welfare of the residents of the Town of Oyster Bay or that is detrimental to public or private property within the Town of Oyster Bay.
- B. A decision by the Town Clerk to suspend or revoke a permit shall be appealable by the permit holder to the Town Board, whose decision therein shall be final.
- C. Where a permit is suspended or revoked, the fees paid therefor shall be forfeited and shall not be refunded.
- D. Any revocation of a filming permit shall bar the applicant and/or permit holder from applying for a new permit for the period of one year from the date of the revocation.

§ 118-8.1. Penalties for violations. [Added 3-7-2023 by L.L. No. 4-2023]

- A. Any person, entity or production company committing an offense against any provision of this chapter shall, upon conviction thereof, be subject to a fine of not less than \$250 and not exceeding \$1,000 or by imprisonment for a term not exceeding 15 days, or by both such fine and imprisonment. The continuation of a violation of the provisions of this chapter shall constitute, for each day the violation is continued, a separate and distinct offense punishable in like manner. Any production company found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall likewise be subject to a monetary penalty within the range of fines authorized herein for offenses or continuing offenses.
- B. The criminal and civil penalties set forth herein are in addition to the right of the Town Clerk to revoke the permit of any person or entity found to have violated any of the provisions of this chapter, with forfeiture of fees paid, deny future permit applications, and pursue civil and equitable relief in the name of the Town in a court of competent

30. Editor's Note: The current filming and photography fee schedule is on file in the Town offices.

jurisdiction, including but not limited to compensatory actions, including an action to compel compliance with or to restrain by injunction the violation of this chapter; and other remedies which in the opinion of the Town Attorney may seem necessary and proper.

§ 118-9. Insurance, indemnification and bond requirements.

- A. No permit shall be issued unless the applicant shall have first filed with the Town Clerk a certificate of insurance in a form and in an amount acceptable to the Town Attorney, or his designee, evidencing comprehensive liability and property damage insurance coverage but in no event shall such insurance be less than \$1,000,000 per occurrence. The Town of Oyster Bay, its officers, agents, and employees shall be a named insured and certificate holder on all such policies, thereby providing defense and indemnity from and against any claim, loss or damage resulting from any activity for which the permit was issued. Such indemnity shall not be limited by enumeration of any insurance coverage herein provided.
- B. The applicant and/or permit holder shall deposit with the Town Clerk a cash bond or letter of credit in a form acceptable to the Town Attorney, or his designee, in an amount to be determined by the Town to guarantee the reconstruction or restoration of any public or private property damaged as a result of any activity undertaken pursuant to the permit.

Chapter 121**FLOOD DAMAGE PREVENTION**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 6-30-2009 by L.L. No. 6-2009.³¹ Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Zoning — See Ch. 246.

Environmental quality review — See Ch. 110.

§ 121-1. Findings.

The Town Board of the Town of Oyster Bay finds that the potential and/or actual damages from flooding and erosion may be a problem to the residents of the Town of Oyster Bay and that such damages may include: destruction or loss of private and public housing, damage to facilities, both publicly and privately owned, and injury to and loss of human life. In order to minimize the threat of such damages and to achieve the purposes and objectives hereinafter set forth, this chapter is hereby adopted.

§ 121-2. Statement of purpose.

It is the purpose of this chapter to promote the public health, safety and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions

31. Editor's Note: This local law also superseded former Ch. 121, Flood Damage Prevention, adopted 7-25-1978 as amended.

designed to:

- A. Regulate uses which are dangerous to health, safety and property due to water or erosion hazards, or which result in damaging increases in erosion or in flood heights or velocities;
- B. Require that uses vulnerable to floods, including facilities which serve such uses, be protected against flood damage at the time of initial construction;
- C. Control the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accumulation of floodwaters;
- D. Control filling, grading, dredging and other development which may increase erosion or flood damages;
- E. Regulate the construction of flood barriers which will unnaturally divert floodwaters or which may increase flood hazards to other lands; and
- F. Qualify for and maintain participation in the National Flood Insurance Program.

§ 121-3. Objectives.

The objectives of this chapter are to:

- A. Protect human life and health;
- B. Minimize the expenditure of public money for costly flood control projects;
- C. Minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
- D. Minimize prolonged business interruptions;
- E. Minimize damage to public facilities and utilities such as water and gas mains, electric, telephone, sewer lines, streets and bridges located in areas of special flood hazard;
- F. Help maintain a stable tax base by providing for the sound use and development of areas of special flood hazard so as to minimize future flood blight areas;
- G. Provide that developers are notified that property is in an area of special flood hazard; and
- H. Ensure that those who occupy the areas of special flood hazard assume the responsibility for their actions.

§ 121-4. Definitions.

- A. Unless specifically defined below, words or phrases used in this chapter shall be interpreted so as to give them the meanings they have in common usage and to give this chapter its most reasonable application.

- B. As used in this chapter, the following terms shall have the meanings indicated:

APPEAL — A request for a review of the local administrator's interpretation of any provision of this chapter or a request for a variance.

AREA OF SHALLOW FLOODING — A designated AO, AH or VO Zone on a community's Flood Insurance Rate Map (FIRM) with a 1% or greater annual chance of

flooding to an average depth of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable and where velocity flow may be evident. Such flow is characterized by ponding or sheet flow.

AREA OF SPECIAL FLOOD HAZARD — The land in the floodplain within a community subject to a 1% or greater chance of flooding in any given year. This area may be designated Zone A, AE, AH, AO, A1-30, A99, V, VO, VE or V1-V30. It is also commonly referred to as the "base floodplain" or "one-hundred-year floodplain." For the purposes of this chapter, the term "special flood hazard area (SFHA)" is synonymous in meaning with the phrase "area of special flood hazard."

BASE FLOOD — The flood having a 1% chance of being equaled or exceeded in any given year.

BASEMENT — That portion of a building having its floor subgrade (below ground level) on all sides.

BREAKAWAY WALL — A wall that is not part of the structural support of the building and is intended through its design and construction to collapse under specific lateral loading forces without causing damage to the elevated portion of the building or the supporting foundation system.

BUILDING — See "structure."

CELLAR — Has the same meaning as "basement."

COASTAL HIGH-HAZARD AREA — An area of special flood hazard extending from offshore to the inland limit of a primary frontal dune along an open coast and any other area subject to high-velocity wave action from storms or seismic sources. The area is designated on a FIRM as Zone V1-V30, VE, VO or V.

CRAWL SPACE — An enclosed area beneath the lowest elevated floor, 18 inches or more in height, which is used to service the underside of the lowest elevated floor. The elevation of the floor of this enclosed area, which may be soil, gravel, concrete or other material, must be equal to or above the lowest adjacent exterior grade. The enclosed crawl space area shall be properly vented to allow for the equalization of hydrostatic forces which would be experienced during periods of flooding.

DEVELOPMENT — Any man-made change to improved or unimproved real estate, including, but not limited to, buildings or other structures, mining, dredging, filling, paving, excavation or drilling operations or storage of equipment or materials.

ELEVATED BUILDING — A nonbasement building built, in the case of a building in Zone A1-A30, AE, A, A99, AO, AH, B, C, X or D, to have the top of the elevated floor or, in the case of a building in Zone V1-V30, VE, or V, to have the bottom of the lowest horizontal structural member of the elevated floor elevated above the ground level by means of pilings, columns (posts and piers) or shear walls parallel to the flow of the water and adequately anchored so as not to impair the integrity of the building during a flood up to the magnitude of the base flood. In the case of Zone A1-A30, AE, A, A99, AO, AH, B, C, X or D, "elevated building" also includes a building elevated by means of fill or solid foundation perimeter walls with openings sufficient to facilitate the unimpeded movement of floodwaters. In the case of Zone V1-V30, VE or V, "elevated building" also includes a building otherwise meeting the definition of "elevated building," even though the lower area is enclosed by means of breakaway walls that meet federal standards.

EXISTING MANUFACTURED HOME PARK OR SUBDIVISION — A manufactured home park or subdivision for which the construction of facilities for the servicing of lots on which the manufactured homes are to be affixed (including, at a minimum, the installation of utilities, the construction of streets, and either the final site grading or the pouring of concrete pads) is complete before the effective date of the floodplain regulations adopted by the community.

EXPANSION TO AN EXISTING MANUFACTURED HOME PARK OR SUBDIVISION — The preparation of additional sites by the construction of additional facilities for servicing the lots on which the manufactured homes are to be affixed (including the installation of utilities, the construction of streets, and either the final site grading or the pouring of concrete pads).

FEDERAL EMERGENCY MANAGEMENT AGENCY — The federal agency that administers the National Flood Insurance Program.

FLOOD BOUNDARY AND FLOODWAY MAP (FBFM) — An official map of the community published by the Federal Emergency Management Agency as part of a riverine community's Flood Insurance Study. The FBFM delineates a regulatory floodway along watercourses studied in detail in the Flood Insurance Study.

FLOOD ELEVATION STUDY — An examination, evaluation and determination of the flood hazards and, if appropriate, corresponding water surface elevations, or an examination, evaluation and determination of flood-related erosion hazards.

FLOOD HAZARD BOUNDARY MAP — An official map of a community, issued by the Federal Emergency Management Agency, where the boundaries of the areas of special flood hazard have been designated as Zone A but no flood elevations are provided.

FLOOD INSURANCE RATE MAP — An official map of a community on which the Federal Emergency Management Agency has delineated both the areas of special flood hazard and the risk premium zones applicable to the community.

FLOOD INSURANCE STUDY — See "flood elevation study."

FLOOD or FLOODING — A general and temporary condition of partial or complete inundation of normally dry land areas from the overflow of inland or tidal waters and/or the unusual and rapid accumulation or runoff of surface waters from any source. "Flood" or "flooding" also means the collapse or subsidence of land along the shore of a lake or other body of water as a result of erosion or undermining caused by waves or currents of water exceeding anticipated cyclical levels, or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood, or an abnormal tidal surge, or by some similarly unusual or unforeseeable event which results in flooding as defined above.

FLOODPLAIN or FLOOD-PRONE AREA — Any land area susceptible to being inundated by water from any source. (See definition of "flooding.")

FLOODPROOFING — Any combination of structural and nonstructural additions, changes or adjustments to structures which reduce or eliminate flood damage to real estate or improved real property, water and sanitary facilities, structures and their contents.

FLOODWAY — Has the same meaning as "regulatory floodway."

FUNCTIONALLY DEPENDENT USE — A use which cannot perform its intended purpose unless it is located or carried out in close proximity to water, such as a docking or

port facility necessary for the loading or unloading of cargo and passengers, shipbuilding and ship repair facilities. The term does not include long-term storage, manufacturing, sales or service facilities.

HIGHEST ADJACENT GRADE — The highest natural elevation of the ground surface, prior to construction, next to the proposed walls of a structure.

HISTORIC STRUCTURE — Any structure that is:

- (1) Listed individually in the National Register of Historic Places (a listing maintained by the United States Department of the Interior) or preliminarily determined by the Secretary of the Interior as meeting the individual requirements for individual listing on the National Register.
- (2) Certified or preliminarily determined by the Secretary of the Interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the Secretary of the Interior to qualify as a registered historic district.
- (3) Individually listed on a state inventory of historic places with historic preservation programs which have been approved by the Secretary of the Interior;
- (4) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either:
 - (a) By an approved state program as determined by the Secretary of the Interior; or
 - (b) Directly by the Secretary of the Interior in states without approved programs.
- (5) Identified and designated as a landmark pursuant to the Code of the Town of Oyster Bay, Chapter 143, Landmarks Preservation.

LOCAL ADMINISTRATOR — The Commissioner of the Department of Planning and Development, and his or her designee.

LOWEST FLOOR — The lowest floor of the lowest enclosed area (including basement or cellar). An unfinished or flood-resistant enclosure, usable solely for the parking of vehicles, building access or storage in an area other than in a basement area is not considered a building's lowest floor, provided that such enclosure is not built so as to render the structure in violation of the applicable nonelevation design requirements of this chapter.

MANUFACTURED HOME — A structure, transportable in one or more sections, which is built on a permanent chassis and designed to be used with or without a permanent foundation when connected to the required utilities. The term does not include a recreational vehicle.

MANUFACTURED HOME PARK OR SUBDIVISION — A parcel (or contiguous parcels) of land divided into two or more manufactured home lots for rent or sale.

MEAN SEA LEVEL — For purposes of the National Flood Insurance Program, the National Geodetic Vertical Datum (NGVD) of 1929, the North American Vertical Datum of 1988 (NAVD88), or other datum, to which base flood elevations shown on a community's Flood Insurance Rate Map are referenced.

MOBILE HOME — Has the same meaning as "manufactured home."

NEW CONSTRUCTION — Structures for which the start of construction commenced on

or after the effective date of a floodplain management regulation adopted by the community and includes any subsequent improvements to such structure.

ONE-HUNDRED-YEAR FLOOD or 100-YEAR FLOOD — Has the same meaning as "base flood."

PRIMARY FRONTAL DUNE — A continuous or nearly continuous mound or ridge of sand with relatively steep seaward and landward slopes immediately landward and adjacent to the beach and subject to erosion and overtopping from high tides and waves during major coastal storms. The inland limit of the primary frontal dune occurs at the point where there is a distinct change from a relatively steep slope to a relatively mild slope.

PRINCIPALLY ABOVE GROUND — At least 51% of the actual cash value of the structure, excluding land value, is above ground.

RECREATIONAL VEHICLE — A vehicle which is:

- (1) Built on a single chassis;
- (2) Four hundred square feet or less when measured at the largest horizontal projections;
- (3) Designed to be self-propelled or permanently towable by a light-duty truck; and
- (4) Not designed for primary use as a dwelling but as temporary living quarters for recreational, camping, travel or seasonal use.

REGULATORY FLOODWAY — The channel of a river, or other watercourse, and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height as determined by the Federal Emergency Management Agency in a Flood Insurance Study, or by other agencies as provided in § 121-14B of this chapter.

SAND DUNES — Naturally occurring accumulations of sand in ridges and mounds landward of the beach.

START OF CONSTRUCTION — The date of permit issuance for new construction and substantial improvements to existing structures, provided that the actual start of construction, repair, reconstruction, rehabilitation, addition placement, or other improvement is within 180 days after the date of issuance. The actual start of construction means the first placement of permanent construction of a building (including a manufactured home) on a site, such as the pouring of a slab or footings, installation of pilings or construction of columns. Permanent construction does not include land preparation (such as clearing, excavation, grading or filling), or the installation of streets or walkways, or excavation for a basement, footings, piers or foundations, or the erections of temporary forms, or the installation of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main building. For a substantial improvement, the actual start of construction means the alteration of any wall, ceiling, floor, or other structural part of the building, whether or not that alteration affects the external dimensions of the building.

STRUCTURE — A walled and roofed building, including a gas or liquid storage tank, that is principally above ground, as well as a manufactured home.

SUBSTANTIAL DAMAGE — Damage of any origin sustained by a structure whereby the cost of restoring the structure to its before-damaged condition would equal or exceed 50%

of the market value of the structure before the damage occurred.

SUBSTANTIAL IMPROVEMENT — Any reconstruction, rehabilitation, addition, or other improvement of a structure, the cost of which equals or exceeds 50% of the market value of the structure before the start of construction of the improvement. The term includes structures which have incurred substantial damage, regardless of the actual repair work performed. The term does not, however, include either:

- (1) Any project for improvement of a structure to correct existing violations of state or local health, sanitary or safety code specifications which have been identified by the local code enforcement official and which are the minimum necessary to assure safe living conditions; or
- (2) Any alteration of an historic structure, provided that the alteration will not preclude the structure's continued designation as an historic structure.

VARIANCE — A grant of relief from the requirements of this chapter which permits construction or use in a manner that would otherwise be prohibited by this chapter.

§ 121-5. Applicability.

This chapter shall apply to all areas of special flood hazard within the jurisdiction of the Town of Oyster Bay, Nassau County, New York.

§ 121-6. Basis for establishing areas of special hazard.

A. The areas of special flood hazard for the Town of Oyster Bay, Community Number 360483, are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- (1) Flood Insurance Rate Map Panel Numbers: 36059C0009G, 36059C0016G, 360590017G, 36059C0018G, 36059C0019G, 36059C0028G, 36059C0029G, 360590033G, 36059C0034G, 36059C0036G, 36059C0037G, 36059C0038G, 36059C0039G, 36059C0041G, 36059C0042G, 36059C0043G, 36059C0044G, 36059C0051G, 36059C0052G, 36059C0053G, 36059C0054G, 36059C0056G, 36059C0058G, 36059C0061G, 36059C0062G, 36059C0063G, 36059C0066G, 36059C106G, 36059C0107G, 36059C0108G, 36059C0109G, 36059C0126G, 36059C127G, 36059C0128G, 36059C0131G, 36059C0132G, 36059C0133G, 36059C0134G, 36059C0140G, 36059C0145G, 36059C0151G, 36059C0152G, 36059C0153G, 36059C0154G, 36059C0165G, 36059C0235G, 36059C0251G, 36059C0252G, 36059C0253G, 36059C0254G, 36059C0256G, 36059C0258G, 36059C0261G, 36059C0262G, 36059C0263G, 36059C0264G, 36059C0266G, 36059C0268G, 36059C0351G, 36059C0352G, 36059C0353G, 36059C0354G, 36059C0358G, 36059C0362G, 36059C0366G whose effective date is September 11, 2009, and any subsequent revisions to these map panels that do not affect areas under the jurisdiction of the Town of Oyster Bay.
- (2) A scientific and engineering report entitled "Flood Insurance Study, Nassau County New York, All Jurisdictions," dated September 11, 2009.

B. The above documents are hereby adopted and declared to be a part of this chapter. The Flood Insurance Study and/or maps are on file at the Town of Oyster Bay, Town Hall,

Department of Planning and Development, Audrey Avenue, Oyster Bay, New York 11771.

§ 121-7. Interpretation and conflict with other laws.

- A. This chapter includes all revisions to the National Flood Insurance Program through October 27, 1997, and shall supersede all previous laws adopted for the purpose of flood damage prevention.
- B. In their interpretation and application, the provisions of this chapter shall be held to be minimum requirements, adopted for the promotion of the public health, safety and welfare. Whenever the requirements of this chapter are at variance with the requirements of any other lawfully adopted rules, regulations or ordinances, the most restrictive, or that imposing the higher standards, shall govern.

§ 121-8. Severability.

The invalidity of any section, provision, paragraph, sentence, phrase, clause or word in this chapter shall not invalidate any other section, provision, paragraph, sentence, phrase, clause or word thereof.

§ 121-9. Penalties for offenses.

No structure in an area of special flood hazard shall hereafter be constructed, located, extended, converted or altered, and no land shall be excavated or filled without full compliance with the terms of this chapter and any other applicable regulations. Any infraction of the provisions of this chapter by failing to comply with any of its requirements, including infractions of conditions and safeguards established in connection with the terms of this permit, shall constitute a violation. Any person who violates this chapter or fails to comply with any of its requirements shall, upon conviction thereof, be fined no more than \$250, or be imprisoned for not more than 15 days, or both. Each day of noncompliance shall be considered a separate offense. Nothing herein shall prevent the Town of Oyster Bay from taking such other lawful action as is necessary to prevent or remedy an infraction. Any structure found noncompliant with the requirements of this chapter for which the developer and/or owner has not applied for or received an approved variance under §§ 121-22 and 121-23 shall be declared noncompliant, and notification of same shall be sent to the Federal Emergency Management Agency.

§ 121-10. Warning and disclaimer of liability.

The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This chapter does not imply that land outside the area of special flood hazards or uses permitted within such areas will be free from flooding or flood damages. This chapter shall not create liability on the part of the Town of Oyster Bay, or any officer or employee thereof, or the Federal Emergency Management Agency for any flood damages that result from reliance on this chapter, or any administrative decision made thereunder.

§ 121-11. Designation of local administrator.

The Commissioner of the Town of Oyster Bay Department of Planning and Development is designated the local administrator to administer and implement this chapter by granting or

denying floodplain development permits in accordance with its provisions.

§ 121-12. Floodplain development permit.

- A. Purpose. A floodplain development permit is hereby established for all construction and other development to be undertaken in areas of special flood hazard in this community for the purposes of protecting its citizens from increased flood hazards, and insuring that new development is constructed in a manner that minimizes exposure to flooding. It shall be unlawful to undertake any development in an area of special flood hazard, as shown on the Flood Insurance Rate Map enumerated in § 121-6, without a valid floodplain development permit. Application for a permit shall be made on forms furnished by the local administrator and may include, but not be limited to: plans, in duplicate, drawn to scale and showing the nature, location, dimensions and elevations of the area in question; existing or proposed structures, fill, storage of materials, drainage facilities, and the location of the foregoing.
- B. Fees. All applications for a floodplain development permit shall be accompanied by an application fee of \$25. In addition, the applicant shall be responsible for reimbursing the Town of Oyster Bay for any additional costs necessary for review, inspection and approval of this project. The local administrator may require a deposit of not more than \$500 to cover these additional costs.

§ 121-13. Application for permit.

The applicant shall provide the following information as appropriate. Additional information may be required on the permit application form.

- A. The proposed elevation, in relation to mean sea level, of the lowest floor (including basement or cellar) of any new or substantially improved structure to be located in Zone A1-A30, AE or AH, or Zone A if base flood elevation data are available. Upon completion of the lowest floor, the applicant shall submit to the local administrator the as-built elevation, certified by a licensed professional engineer or surveyor.
- B. The proposed elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor (excluding pilings and columns) of any new or substantially improved structure to be located in Zone V1-V30 or VE, or Zone V if base flood elevation data are available. Upon completion of the lowest floor, the applicant shall submit to the local administrator, the as-built elevation, certified by a licensed professional engineer or surveyor.
- C. The proposed elevation, in relation to mean sea level, to which any new or substantially improved nonresidential structure will be floodproofed. Upon completion of the floodproofed portion of the structure, the applicant shall submit to the local administrator the as-built floodproofed elevation, certified by a licensed professional engineer or surveyor.
- D. A certificate from a licensed professional engineer or architect that any utility floodproofing will meet the criteria in § 121-16C, Utilities.
- E. A certificate from a licensed professional engineer or architect that any nonresidential floodproofed structure will meet the floodproofing criteria in § 121-19, Construction standards for nonresidential structures outside coastal high-hazard areas.

- F. A description of the extent to which any watercourse will be altered or relocated as a result of proposed development. Computations by a licensed professional engineer must be submitted to demonstrate that the altered or relocated segment will provide equal or greater conveyance than the original stream segment. The applicant must submit any maps, computations or other material required by the Federal Emergency Management Agency (FEMA) to revise the documents enumerated in § 121-6, when notified by the local administrator, and must pay any fees or costs assessed by FEMA for this purpose. The applicant must also provide assurances that the conveyance capacity of the altered or relocated stream segment will be maintained.
- G. A technical analysis, by a licensed professional engineer, if required by the local administrator, which shows whether the proposed development to be located in an area of special flood hazard may result in physical damage to any other property.
- H. In Zone A, when no base flood elevation data are available from other sources, base flood elevation data shall be provided by the permit applicant for subdivision proposals and other proposed developments (including proposals for manufactured home and recreational vehicle parks and subdivisions) that are greater than either five lots or 50 acres.
- I. In Zones V1-V30 and VE, and also Zone V if base flood elevation data are available, designs and specifications, certified by a licensed professional engineer or architect, for any breakaway walls in a proposed structure with design strengths in excess of 20 pounds per square foot.
- J. In Zones V1-V30 and VE, and also Zone V if base flood elevation are available, for all new and substantial improvements to structures, floodplain development permit applications shall be accompanied by design plans and specifications, prepared in sufficient detail to enable independent review of the foundation support and connection components. Said plans and specifications are to be developed or reviewed by a licensed professional engineer or architect, and shall be accompanied by a statement, bearing the signature of the architect or engineer, certifying that the design and methods of construction to be used are in accordance with accepted standards of practice and with all applicable provisions of this chapter.

§ 121-14. Duties and responsibilities of local administrator.

Duties of the local administrator shall include, but shall not be limited to, the following:

- A. Permit application review. The local administrator shall conduct the following permit application review before issuing a floodplain development permit:
 - (1) Review all applications for completeness, particularly with the requirements of § 121-13, Application for permit, and for compliance with the provisions and standards of this chapter.
 - (2) Review subdivision and other new proposed development, including manufactured home parks, to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is located within an area of special flood hazard, all new construction and substantial improvements shall meet the applicable standards of §§ 121-15 through 121-21 and, in particular, § 121-15B, Subdivision proposals.

- (3) Proposed developments.
 - (a) Determine whether any proposed development in an area of special flood hazard may result in physical damage to any other property (e.g., stream bank erosion and increased flood velocities). The local administrator may require the applicant to submit additional technical analyses and data necessary to complete the determination.
 - (b) If the proposed development may result in physical damage to any other property or fails to meet the requirements of §§ 121-15 through 121-21, no permit shall be issued. The applicant may revise the application to include measures that mitigate or eliminate the adverse effects and resubmit the application.
- (4) Determine that all necessary permits have been received from those governmental agencies from which approval is required by state or federal law.

B. Use of other flood data.

- (1) When the Federal Emergency Management Agency has designated areas of special flood hazard on the community's Flood Insurance Rate Map (FIRM), but has neither produced water surface elevation data (These areas are designated Zone A or V on the FIRM.), nor identified a floodway, the local administrator shall obtain, review and reasonably utilize any base flood elevation and floodway data available from a federal, state or other source, including data developed pursuant to § 121-13G, as criteria for requiring that new construction, substantial improvements or other proposed development meet the requirements of this chapter.
- (2) When base flood elevation data are not available, the local administrator may use flood information from any other authoritative source, such as historical data, to establish flood elevations within the areas of special flood hazard, for the purposes of this chapter.

C. Alteration of watercourses.

- (1) The local administrator shall send notification to adjacent communities and the New York State Department of Environmental Conservation prior to permitting any alteration or relocation of a watercourse and submit evidence of such notification to the Regional Director, Region II, Federal Emergency Management Agency.
- (2) The local administrator shall determine that the permit holder has provided for maintenance within the altered or relocated portion of said watercourse so that the flood-carrying capacity is not diminished.

D. Construction stage.

- (1) In Zones A1-A30, AE and AH, and also Zone A if base flood data are available, upon placement of the lowest floor or completion of floodproofing of a new or substantially improved structure, the permit holder shall submit to the local administrator a certification of the as-built elevation of the lowest floor or floodproofed elevation, in relation to mean sea level. The certificate shall be prepared by, or under the direct supervision of, a licensed land surveyor or professional engineer and certified by same. For manufactured homes, the permit holder shall submit the certificate of

elevation upon the placement of the structure on the site. A certificate of elevation must also be submitted for a recreational vehicle if it remains on a site for 180 consecutive days or longer (unless it is fully licensed and ready for highway use).

- (2) In Zones V1-V30 and VE, and also Zone V if base flood elevation data are available, upon placement of the lowest floor of a new and substantially improved structure, the permit holder shall submit to the local administrator a certificate of elevation, in relation to mean sea level, of the bottom of the lowest structural member of the lowest floor (excluding pilings and columns). The certificate shall be prepared by or under the direct supervision of a licensed land surveyor or professional engineer, and certified by the same. For manufactured homes, the permit holder shall submit the certificate of elevation upon placement of the structure on the site. An elevation certificate must also be submitted for a recreational vehicle if it remains on a site 180 days or longer (unless it is fully licensed and ready for highway use).
- (3) Any further work undertaken prior to submission and approval of the certification shall be at the permit holder's risk. The local administrator shall review all data submitted. Deficiencies detected shall be cause to issue a stop-work order for the project unless immediately corrected.

E. Inspections. The local administrator and/or the developer's engineer or architect shall make periodic inspections at appropriate times throughout the period of construction in order to monitor the compliance with permit conditions and enable said inspector to certify, if requested, that the development is in compliance with the requirements of the floodplain development permit and/or any variance provisions.

F. Stop-work orders.

- (1) The local administrator shall issue, or cause to be issued, a stop-work order for any floodplain development found ongoing without a development permit. Disregard of a stop-work order shall subject the violator to the penalties described in § 121-9 of this chapter.
- (2) The local administrator shall issue, or cause to be issued, a stop-work order for any floodplain development found noncompliant with the provisions of this chapter and/or the conditions of the development permit. Disregard of a stop-work order shall subject the violator to the penalties described in § 121-9 of this chapter.

G. Certificate of compliance.

- (1) In areas of special flood hazard, as determined by documents enumerated in § 121-6, it shall be unlawful to occupy or to permit the use or occupancy of any building or premises, or both, or part thereof hereafter created, erected, changed, converted or wholly or partly altered or enlarged in its use or structure until a certificate of compliance has been issued by the local administrator stating that the building or land conforms to the requirements of this chapter.
- (2) A certificate of compliance shall be issued by the local administrator upon satisfactory completion of all development in areas of special flood hazard.
- (3) Issuance of the certificate shall be based upon the inspections conducted as prescribed in § 121-14E, Inspections, and/or any certified evaluations, hydraulic data,

floodproofing, anchoring requirements or encroachment analyses which may have been required as a condition of the approved permit.

H. Information to be retained. The local administrator shall retain and make available for inspection copies of the following:

- (1) Floodplain development permits and certificates of compliance;
- (2) Certifications of as-built lowest floor elevations of structures, required pursuant to § 121-14D(1) and (2), and whether or not the structures contain a basement;
- (3) Floodproofing certificates required pursuant to § 121-14D(1), and whether or not the structures contain a basement;
- (4) Variances issued pursuant to §§ 121-22 and 121-23; and
- (5) Notices required under § 121-14C, Alteration of watercourses.

§ 121-15. General construction standards.

The following standards apply to new development, including new and substantially improved structures, in the areas of special flood hazard shown on the Flood Insurance Rate Map (FIRM) designated in § 121-6:

A. Coastal high-hazard areas. The following requirements apply within Zones V1-V30, VE and V:

- (1) All new construction, including manufactured homes and recreational vehicles on site 180 days or longer and not fully licensed for highway use, shall be located landward of the reach of high tide.
- (2) The use of fill for structural support of buildings, manufactured homes or recreational vehicles on site 180 days or longer is prohibited.
- (3) Man-made alteration of sand dunes which would increase potential flood damage is prohibited.

B. Subdivision proposals. The following standards apply to all new subdivision proposals and other proposed development in areas of special flood hazard (including proposals for manufactured home and recreational vehicle parks and subdivisions):

- (1) Proposals shall be consistent with the need to minimize flood damage;
- (2) Public utilities and facilities, such as sewer, gas, electrical and water systems, shall be located and constructed so as to minimize flood damage; and
- (3) Adequate drainage shall be provided to reduce exposure to flood damage.

C. Encroachments.

- (1) Within Zones A1-A30 and AE, on streams without a regulatory floodway, no new construction, substantial improvements or other development (including fill) shall be permitted unless:
 - (a) The applicant demonstrates that the cumulative effect of the proposed

development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot in any location; or

- (b) The Town of Oyster Bay agrees to apply to the Federal Emergency Management Agency (FEMA) for a conditional FIRM revision, FEMA approval is received, and the applicant provides all necessary data, analyses and mapping, and reimburses the Town of Oyster Bay for all fees and other costs in relation to the application. The applicant must also provide all data, analyses and mapping, and reimburse the Town of Oyster Bay for all costs related to the final map revision.
- (2) On streams with a regulatory floodway, as shown on the Flood Boundary and Floodway Map, or the Flood Insurance Rate Map adopted in § 121-6, no new construction, substantial improvements or other development in the floodway (including fill) shall be permitted unless:
 - (a) A technical evaluation by a licensed professional engineer shows that such encroachment shall not result in any increase in flood levels during occurrence of the base flood; or
 - (b) The Town of Oyster Bay agrees to apply to the Federal Emergency Management Agency (FEMA) for a conditional FIRM and floodway revision, FEMA approval is received and the applicant provides all necessary data analyses and mapping, and reimburses the Town of Oyster Bay for all fees and other costs in relation to the application. The applicant must also provide all data, analyses and mapping, and reimburse the Town of Oyster Bay for all costs related to the map revisions.

§ 121-16. Construction standards for all structures.

- A. Anchoring. New structures and substantial improvements to structures in areas of special flood hazard shall be anchored to prevent flotation, collapse or lateral movement during the base flood. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.
- B. Construction materials and methods.
 - (1) New construction and substantial improvement to structures shall be constructed with materials and utility equipment resistant to flood damage.
 - (2) New construction and substantial improvements to structures shall be constructed using methods and practices that minimize flood damage.
 - (3) Enclosed areas below lowest floor.
 - (a) For enclosed areas below the lowest floor of a structure within Zone A1-A30, AE or AH, and also Zone A if base flood elevation data are available, new and substantially improved structures shall have fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than in a basement and which are subject to flooding, designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this

requirement must either be certified by a licensed professional engineer or architect, or meet or exceed the following minimum criteria:

- [1] A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding; and
 - [2] The bottom of all such openings no higher than one foot above the lowest adjacent finished grade.
 - [3] Openings may be equipped with louvers, valves, screens or other coverings or devices, provided they permit the automatic entry and exit of floodwaters.
- (b) Enclosed areas subgrade on all sides are considered basements and are not permitted.
- (4) Within Zones V1-V30 and VE, and also within Zone V if base flood elevation data are available, new construction and substantial improvements shall have the space below the lowest floor either free from obstruction or constructed with nonsupporting breakaway walls, open wood lattice work or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system. The enclosed space below the lowest floor shall be used only for parking vehicles, building access or storage. Use of this space for human habitation is expressly prohibited. The construction of stairs, stairwells and elevator shafts is subject to the design requirements for breakaway walls.

C. Utilities.

- (1) New and replacement electrical equipment, heating, ventilating, air conditioning, plumbing connections, and other service equipment shall be located at or above the base flood elevation, or be designed to prevent water from entering and accumulating within the components during a flood and to resist hydrostatic and hydrodynamic loads and stresses. Electrical wiring and outlets, switches, junction boxes and panels shall be elevated to or above the base flood elevation unless they conform to the appropriate provisions of the electrical part of the Building Code of New York State or the Residential Code of New York State for location of such items in wet locations;
- (2) New and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
- (3) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters. Sanitary sewer and storm drainage systems for buildings that have openings below the base flood elevation shall be provided with automatic backflow valves or other automatic backflow devices that are installed in each discharge line passing through a building's exterior wall; and
- (4) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

§ 121-17. Construction standards for residential structures outside coastal high-hazard areas; elevation.

The following standards apply to new and substantially improved residential structures located in areas of special flood hazard, in addition to the requirements in § 121-15B, Subdivision proposals, § 121-15C, Encroachments, and § 121-16, Construction standards for all structures:

- A. Within Zones A-1-A30, AE and AH and also Zone A if base flood elevation data are available, new construction and substantial improvements shall have the lowest floor (including basement) elevated to or above two feet above the base flood elevation.
- B. Within Zone A, when no base flood data are available, new and substantially improved structures shall have the lowest floor (including basement) elevated at least three feet above the highest adjacent grade.
- C. Within Zone AO, new and substantially improved structures shall have the lowest floor (including basement) elevated above the highest adjacent grade, at least as high as two feet above the depth number specified in feet on the community's Flood Insurance Rate Map enumerated in § 121-6, or at least two feet if no depth number is specified.
- D. Within Zones AH and AO, adequate drainage paths are required to guide floodwaters around and away from proposed structures on slopes.

§ 121-18. Construction standards for residential structures within coastal high-hazard areas.

The following standards, in addition to the standards in § 121-15A, Coastal high-hazard areas, § 121-15B, Subdivision proposals, and § 121-16, Construction standards for all structures, shall apply to new and substantially improved residential structures located in areas of special flood hazard shown as Zone V1-V30, VE or V on the community's Flood Insurance Rate Map enumerated in § 121-6:

- A. Elevation. New construction and substantial improvements shall be elevated on pilings, columns or shear walls such that the bottom lowest horizontal structural member supporting the lowest elevated floor (excluding columns, piles, diagonal bracing attached to the columns or piles, grade beams, pile caps and other members designed to either withstand storm action or break away without impairing damaging loads to the structure) is elevated to or above two feet above base flood elevation so as not to impede the flow of water.
- B. Determination of loading forces. Structural design shall consider the effects of wind and water loads acting simultaneously during the base flood on all building components.
 - (1) The structural design shall be adequate to resist water forces that would occur during the base flood. Horizontal water loads considered shall include inertial and drag forces of waves, current drag forces, and impact forces from waterborne storm debris. Dynamic uplift loads shall also be considered if bulkheads, walls, or other natural or man-made flow obstructions could cause wave run up beyond the elevation of the base flood.
 - (2) Buildings shall be designed and constructed to resist the forces due to wind pressure. Wind forces on the superstructure include windward and leeward forces on vertical

walls, uplift on the roof, internal forces when openings allow wind to enter the house, and upward force on the underside of the house when it is exposed. In the design, the wind should be assumed to blow potentially from any lateral direction relative to the house.

- (3) Wind loading values used shall be those required by the Building Code.

C. Foundation standards.

- (1) The pilings or column foundation or structure attached thereto shall be adequately anchored to resist flotation, collapse or lateral movement due to the effects of wind and water pressures acting simultaneously on all building components. Foundations must be designed to transfer safely to the underlying soil all loads due to wind, water, dead load, live load and other loads (including uplift due to wind and water).
- (2) Spread footings and fill material shall not be used for structural support of a new building or substantial improvement of an existing structure.

D. Pile foundation design.

- (1) The design ratio of pile spacing to pile diameter shall not be less than 8:1 for individual piles. (This shall not apply to pile clusters located below the design grade.) The maximum center-to-center spacing of wood piles shall be not more than 12 feet on-center under load-bearing sills, beams, or girders.
- (2) Pilings shall have adequate soil penetration (bearing capacity) to resist the combined wave and wind loads (lateral and uplift) associated with the base flood acting simultaneously with typical structure (live and dead) loads, and shall include consideration of decreased resistance capacity caused by the erosion of soil strata surrounding the piles. The minimum penetration for foundation piles is to an elevation of five feet below mean sea level (msl) datum if the BFE is +10 msl or less, or to be at least 10 feet below msl if the BFE is greater than +10 msl.
- (3) Pile foundation analysis shall also include consideration of piles in column action from the bottom of the structure to the stable soil elevation of the site. Pilings may be horizontally or diagonally braced to withstand wind and water forces.
- (4) The minimum acceptable sizes for timber piles are a tip diameter of eight inches for round timber piles and eight inches by eight inches for square timber piles. All wood timber piles must be treated in accordance with requirements of EPEE-C3 to minimize decay and damage from fungus.
- (5) Reinforced concrete piles shall be cast of concrete having a twenty-eight-day ultimate compressive strength of not less than 5,000 pounds per square inch, and shall be reinforced with a minimum of four longitudinal steel bars having a combined area of not less than 1% nor more than 4% of the gross concrete area. Reinforcing for precast piles shall have a concrete cover of not less than 1 1/4 inches for No. 5 bars and smaller, and not less than 1 1/2 inches for No. 6 through No. 11 bars. Reinforcement for piles cast in the field shall have a concrete cover of not less than two inches.
- (6) Piles shall be driven by means of a pile driver or drop hammer, jetted, or augured into place.

- (7) Additional support for piles in the form of bracing may include lateral or diagonal bracing between piles.
 - (8) When necessary, piles shall be braced at the ground line in both directions by a wood timber grade beam or a reinforced concrete grade beam. These at-grade supports should be securely attached to the piles to provide support even if scoured from beneath.
 - (9) Diagonal bracing between piles, consisting of two-inch by eight-inch (minimum) members bolted to the piles, shall be limited in location to below the lowest supporting structural member and above the stable soil elevation, and aligned in the vertical plane along pile rows perpendicular to the shoreline. Galvanized steel rods, with a minimum diameter of 1/2 inch, or cable-type bracing is permitted in any plane.
 - (10) Knee braces, which stiffen both the upper portion of a pile and the beam-to-pile connection, may be used along pile rows perpendicular and parallel to the shoreline. Knee braces shall be two-by-eight lumber bolted to the sides of the pile/beam, or four-by-four or larger braces framed into the pile/beam. Bolting shall consist of two five-eighths-inch galvanized steel bolts (each end) for two-by-eight members, or one five-eighths-inch lag bolt (each end) for square members. Knee braces shall not extend more than three feet below the elevation of the base flood.
- E. Column foundation design. Masonry piers or poured-in-place concrete piers shall be internally reinforced to resist vertical and lateral loads and be connected with a movement-resisting connection to a pile cap or a pile shaft.
- F. Connectors and fasteners. Galvanized metal conductors, wood connectors or bolts of size and number adequate for the calculated loads must be used to connect adjoining components of a structure. Toe nailing, as a principal method of connection, is not permitted. All metal connectors and fasteners used in exposed locations shall be steel, hot-dipped and galvanized after fabrication. Connectors in protected interior locations shall be fabricated from galvanized sheet.
- G. Beam to pile connections. The primary floor beams or girders shall span the supports in the direction parallel to the flow of potential floodwater and wave action, and shall be fastened to the columns or pilings by bolting, with or without cover plates. Concrete members shall be connected by reinforcement, if cast in place, or (if precast) shall be securely connected by bolting and welding. If sills, beams or girders are attached to wood piling at a notch, a minimum of two five-eighths-inch galvanized steel bolts or two hot-dipped galvanized straps, 3/16 inch by four inches by 18 inches each, bolted with two one-half-inch lag bolts per beam member shall be used. Notching of pile tops shall be the minimum sufficient to provide ledge support for beam members without unduly weakening pile connections. Piling shall not be notched so that the cross section is reduced below 50%.
- H. Floor and deck connections.
- (1) Wooden two-inch by four-inch (minimum) connectors or metal joist anchors shall be used to tie floor joists to floor beams/girders. These should be installed on alternate floor joists at a minimum. Cross bridging of all floor joists shall be provided. Such cross bridging may be one-inch-by-three-inch members, placed eight feet on-center maximum, or solid bridging of same depth as the joist at the same spacing.

- (2) Blocking shall be installed a minimum of eight feet toward the house interior from each gable end. Plywood should be used for subflooring and attic flooring to provide good torsional resistance in the horizontal plane of the structure. The plywood should not be less than 3/4 inch in total thickness, and should be exterior grade and fastened to beams or joists with 8d annular or spiral thread galvanized nails. Such fastening shall be supplemented by the application of waterproof industrial adhesive applied to all bearing surfaces.
- I. Exterior wall connections. All bottom plates shall have any required breaks under a wall stud or an anchor bolt. Approved anchors will be used to secure rafters or joists and top and bottom plates to studs in exterior and bearing walls to form a continuous tie. Continuous 15/32 inch or thicker plywood sheathing, overlapping the top wall plate and continuing down to the sill, beam or girder, may be used to provide the continuous tie. If the sheets of plywood are not vertically continuous, then two-by-four nailing blocking shall be provided at all horizontal joints. In lieu of the plywood, galvanized steel rods of 1/2 inch diameter or galvanized steel straps not less than one-inch wide by 1/16 inch thick may be used to connect from the top wall plate to the sill, beam or girder. Washers with a minimum diameter of three inches shall be used at each end of the one-half-inch round rods. These anchors shall be installed no more than two feet from each corner rod, and no more than four feet on center.
- J. Ceiling joist rafter connections.
- (1) All ceiling joists or rafters shall be installed in such a manner that the joists provide a continuous tie across the rafters. Ceiling joists and rafters shall be securely fastened at their intersections. A metal or wood connector shall be used at alternate ceiling joist/rafter connections to the top wall plate.
- (2) Gable roofs shall be additionally stabilized by installing two-by-four blocking on two-foot centers between the rafters at each gable end. Blocking shall be installed a minimum of eight feet toward the house interior from each gable end.
- K. Projecting members. All cantilevers and other projecting members must be adequately supported and braced to withstand wind and water uplift forces. Roof eave overhangs shall be limited to a maximum of two feet and joist overhangs to a maximum of one foot. Larger overhangs and porches will be permitted if designed or reviewed and certified by a registered professional engineer or architect.
- L. Roof sheathing.
- (1) Plywood or other wood material, when used as roof sheathing, shall be not less than 15/32 inch in thickness, and shall be of exterior sheathing grade or its equivalent. All attaching devices for sheathing and roof coverings shall be galvanized or be of other suitable corrosion-resistant material.
- (2) All corners, gable ends, and roof overhangs exceeding six inches shall be reinforced by the application of waterproof industrial adhesive applied to all bearing surfaces of any plywood sheet used in the sheathing of such corner, gable end or roof overhang.
- (3) In addition, roofs should be sloped as steeply as practicable to reduce uplift pressures, and special care should be used in securing ridges, hips, valleys, eaves, vents, chimneys, and other points of discontinuity in the roofing surface.

M. Protection of openings. All exterior glass panels, windows, and doors shall be designed, detailed and constructed to withstand loads due to the design wind speed of 75 miles per hour. Connections for these elements must be designed to transfer safely the design loads to the supporting structure. Panel widths of multiple panel sliding glass doors shall not exceed three feet.

N. Breakaway wall design standards.

- (1) The breakaway wall shall have a design safe loading resistance of not less than 10 and not more than 20 pounds per square foot, with the criterion that the safety of the overall structure at the point of wall failure be confirmed using established procedures. Grade beams shall be installed in both directions for all piles considered to carry the breakaway wall load. Knee braces are required for front row piles that support breakaway walls.
- (2) Use of breakaway wall strengths in excess of 20 pounds per square foot shall not be permitted unless a registered professional engineer or architect has developed or reviewed the structural design and specifications for the building foundation and breakaway wall components, and certifies that:
 - (a) The breakaway walls will fail under water loads less than those that would occur during the base flood; and
 - (b) The elevated portion of the building and supporting foundation system will not be subject to collapse, displacement or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and nonstructural). Water loading values used shall be those associated with the base flood. Wind loading values used shall be those required by the Building Code.

§ 121-19. Construction standards for nonresidential structures outside coastal high-hazard areas.

The following standards apply to new and substantially improved commercial, industrial and other nonresidential structures located in areas of special flood hazard, in addition to the requirements in § 121-15B, Subdivision proposals, § 121-15C, Encroachments, and § 121-16, Construction standards for all structures.

- A. Within Zones A1-A30, AE and AH, and also Zone A if base flood elevation data are available, new construction and substantial improvements of any nonresidential structure, together with attendant utility and sanitary facilities, shall either:
 - (1) Have the lowest floor, including basement or cellar, elevated to or above two feet above the base flood elevation; or
 - (2) Be floodproofed so that the structure is watertight below two feet above the base flood elevation with walls substantially impermeable to the passage of water. All structural components located below the base flood elevation must be capable of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy.
- B. Within Zone AO, new construction and substantial improvements of nonresidential structures shall:

- (1) Have the lowest floor (including basement) elevated above the highest adjacent grade at least as high as two feet above the depth number specified in feet on the community's FIRM, or at least two feet if no depth number is specified; or
 - (2) Together with attendant utility and sanitary facilities, be completely floodproofed to that level to meet the floodproofing standard specified in § 121-16C.
- C. If the structure is to be floodproofed, a licensed professional engineer or architect shall develop and/or review structural designs, specifications and plans for construction. A floodproofing certificate, or other certification, shall be provided to the local administrator that certifies the design and methods of construction are in accordance with accepted standards of practice for meeting the provisions of § 121-19A(2), including the specific elevation (in relation to mean sea level) to which the structure is to be floodproofed.
- D. Within Zones AH and AO, adequate drainage paths are required to guide floodwaters around and away from proposed structures on slopes.
- E. Within Zone A, when no base flood elevation data are available, the lowest floor (including basement) shall be elevated at least three feet above the highest adjacent grade.

§ 121-20. Construction standards for nonresidential structures within coastal high-hazard areas.

In Zones V1-V30, VE and also Zone V, if base flood elevations are available, new construction and substantial improvements of any nonresidential structure, together with attendant utility and sanitary facilities, shall have the bottom of the lowest member of the lowest floor elevated to or above two feet above the base flood elevation. Floodproofing of structures is not an allowable alternative to elevating the lowest floor to two feet above the base flood elevation in Zones V1-V30, VE and V.

§ 121-21. Standards for manufactured homes and recreational vehicles.

The following standards, in addition to the standards in § 121-15, General construction standards, and § 121-16, Construction standards for all structures, apply, as indicated, in areas of special flood hazard to manufactured homes and to recreational vehicles which are located in areas of special flood hazard:

- A. Recreational vehicles placed on sites within Zones A1-A30, AE, AH, V1-V30, V and VE shall either:
 - (1) Be on site fewer than 180 consecutive days;
 - (2) Be fully licensed and ready for highway use; or
 - (3) Meet the requirements for manufactured homes in § 121-21B, C and D.
- B. A recreational vehicle is ready for highway use if it is on wheels or a jacking system, is attached to the site only by quick disconnect type utilities and security devices and has no permanently attached additions.
- C. A manufactured home that is placed or substantially improved in Zones A1-A30, AE, AH, V1-V30, V and VE shall be elevated on a permanent foundation such that the lowest floor is elevated to or above two feet above the base flood elevation and is securely anchored to

an adequately anchored foundation system to resist flotation, collapse and lateral movement. Elevation on piers consisting of dry stacked blocks is prohibited.

- D. Within Zone A or V, when no base flood data are available, new and substantially improved and manufactured homes shall be elevated such that the manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and are securely anchored to an adequately anchored foundation system to resist flotation, collapse or lateral movement. Elevation on piers consisting of dry stacked blocks is prohibited.
- E. Within Zone AO, the floor shall be elevated above the highest adjacent grade at least as high as the depth number specified in the Flood Insurance Rate Map enumerated in § 121-6, or at least two feet if no depth number is specified. Elevation on piers consisting of dry blocks is prohibited.

§ 121-22. Variance procedure.

- A. The Zoning Board of Appeals, as established by the Town of Oyster Bay, shall hear and decide appeals and requests for variances from the requirements of this chapter.
- B. The Zoning Board of Appeals shall hear and decide appeals when it is alleged there is an error in any requirement, decision or determination made by the local administrator in the enforcement or administration of this chapter.
- C. Those aggrieved by the decision of the Zoning Board of Appeals may appeal such decision to the Supreme Court pursuant to Article 78 of the Civil Practice Law and Rules.
- D. In passing upon such applications, the Zoning Board of Appeals shall consider all the technical evaluations, all relevant factors and standards specified in other sections of this chapter and:
 - (1) The danger that materials may be swept onto other lands to the injury of others;
 - (2) The danger to life and property due to flooding or erosion damage;
 - (3) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner;
 - (4) The importance of the services provided by the proposed facility to the community;
 - (5) The necessity to the facility of a waterfront location, where applicable;
 - (6) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage;
 - (7) The compatibility of the proposed use with existing and anticipated development;
 - (8) The relationship of the proposed use to the Comprehensive Plan and the floodplain management program of that area;
 - (9) The safety of access to the property in times of flood for ordinary and emergency vehicles;
 - (10) The costs to local governments and the dangers associated with conducting search

and rescue operations during periods of flooding;

- (11) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of the wave action, if applicable, at the expected site; and
 - (12) The costs of providing governmental services during and after flood conditions, including search and rescue operations and maintenance and repair of public utilities and facilities, such as sewer, gas, electrical and water systems, and streets and bridges.
- E. Upon consideration of the factors of § 121-22D, and the purposes of this chapter, the Zoning Board of Appeals may attach such conditions to the granting of variances as it deems necessary to further the purposes of this chapter.
- F. The local administrator shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Emergency Management Agency (FEMA) upon request.

§ 121-23. Conditions for variances.

- A. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to, and surrounded by, lots with existing structures constructed below the base flood elevation, provided that the items specified in § 121-22D(1) through (12) have been fully considered. As the lot size increases beyond 1/2 of an acre, the technical justification required for issuing the variance increases.
- B. Variances may be issued for the repair or rehabilitation of historic structures upon the determination that:
 - (1) The proposed repair or rehabilitation will not preclude the structure's continued historic designation as an historic structure; and
 - (2) The variance is the minimum necessary to preserve the historic character and design of the structure.
- C. Variances may be issued by a community for new construction and substantial improvements, and for other development necessary for the conduct of a functionally dependent use, provided that:
 - (1) The criteria of Subsections A, D, E and F of this section are met.
 - (2) The structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threat to public safety.
- D. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood would result.
- E. Variances shall only be issued on a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- F. Variances shall only be issued upon receiving written justification of:
 - (1) A showing of good and sufficient cause;
 - (2) A determination that failure to grant the variance would result in exceptional hardship

to the applicant; and

- (3) A determination that the granting of the variance will not result in increased flood heights, additional threats to public safety, extraordinary public expense, create nuisances, cause fraud on or victimization of the public or conflict with existing local laws or ordinances.
- G. Any applicant to whom a variance is granted for a building with the lowest floor below the base flood elevation shall be given written notice over the signature of a community official that the cost of flood insurance will be commensurate with the increased risk resulting from the lowest floor elevation.

§ 121-24. When effective.

This chapter shall take effect immediately upon filing in the Office of the Secretary of State of New York.

Chapter 126

GAMES OF CHANCE

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay: Art. I, as Ch. 3, Art. II, of the 1971 Code; Art. II, 11-2-1976 by L.L. No. 4-1976. Section 126-11 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Amusements — See Ch. 86.

ARTICLE I
Bingo
[Adopted as Ch. 3, Art. II, of the 1971 Code]

§ 126-1. Definitions.

As used in this article, the terms "control commission," "bingo," "game," "authorized organization" and "license" shall have the meanings designated by the Bingo Licensing Law.³²

§ 126-2. Delegation of authority.

The Town Clerk is hereby delegated all of the authority granted to the Town Board by the Bingo Licensing Law in relation to the issuance, amendment and cancellation of licenses, the conduct of investigations and hearings, the supervision of the operation of the games and the collection and transmission of fees.

§ 126-3. License required for conduct of games.

- A. No person other than an authorized organization licensed under the provisions of the Bingo Licensing Law shall be permitted to conduct bingo games within the town.
- B. It shall be lawful for any authorized person, upon obtaining a license therefor as provided in the Bingo Licensing Law, to conduct the game of bingo within the town, subject to the provisions of the State Bingo Control Law.³³

§ 126-4. Frequency of use of premises.³⁴

No premises, whether owned or leased, shall be used or made available for the conduct of bingo on more than three occasions in any one week, except by Bingo Licensing Law licensees presently operating under such licensed arrangements.³⁵

§ 126-5. Conduct of games on Sunday. [Added 9-6-1977]

The conduct of bingo games on Sundays is permitted. No games, however, shall be conducted on Easter Sunday, Christmas Day or New Year's Eve.

§ 126-6. Penalties for offenses. [Amended 9-6-1977; 3-7-2023 by L.L. No. 4-2023]

Any person committing an offense against this article or any provision or section thereof is guilty of a Class A misdemeanor punishable by a fine not exceeding \$1,000 or imprisonment for a period not exceeding one year for each such offense, or by both such fine and imprisonment.

32. Editor's Note: See § 475 et seq. of the General Municipal Law.

33. Editor's Note: See § 430 et seq. of the Executive Law.

34. Editor's Note: Former Secs. 3-19, 3-20 and 3-21, dealing with leasing of premises, which immediately preceded this section, were deleted 3-21-1991 by L.L. No. 1-1991.

35. Editor's Note: Former Secs. 3-23 through 3-27, dealing with restrictions on the conduct of games, which immediately followed this section, were deleted 3-12-1991 by L.L. No. 1-1991. See now § 479 of the General Municipal Law.

§ 126-6.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; amended 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 126-6.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person or entity found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized herein.

§ 126-6.3. Forfeiture. [Added 3-7-2023 by L.L. No. 4-2023]

In addition, any person, association, corporation or organization found guilty of violating the provisions of this article by a court of competent jurisdiction, or found by the Bureau of Administrative Adjudication to have violated any provision of this article shall forfeit any license issued pursuant to this article and shall be barred and ineligible to apply for such a license pursuant to this article for at least a period of five years from the date of forfeiture.

ARTICLE II
Games of Chance
[Adopted 11-2-1976 by L.L. No. 4-1976]

§ 126-7. Title.

This article shall be known as the "Town of Oyster Bay Games of Chance Licensing Law."

§ 126-8. Effect of statutory provisions, effective date.

- A. This article is subject to all conditions and provisions contained in Article 9-A of the General Municipal Law and any amendments thereto and the rules and regulations adopted or to be adopted by the New York State Racing and Wagering Board.
- B. The conditions and provisions contained in Article 9-A of the General Municipal Law and any amendments thereto and the rules and regulations adopted or to be adopted by the New York State Racing and Wagering Board, in the event that they are not in agreement with this article, shall prevail over the conditions and provisions of this article.
- C. This article shall take effect on January 1, 1977, provided that this article shall be approved by a majority of the electors voting on a proposition submitted at a general election held within the Town of Oyster Bay who are qualified to vote for officers of the Town of Oyster Bay.

§ 126-9. Purpose.

The Town Board finds the raising of funds for the promotion of bona fide charitable, educational, scientific, health, religious, patriotic and other worthy causes, where the beneficiaries are undetermined, to be in the public interest, and that the mandate of § 9 of Article 1 of the State Constitution, as amended, should be carried out by rigid regulations to prevent commercialized gambling, prevent participation by criminal and other undesirable elements and prevent the diversion of funds from the purposes herein authorized.³⁶

§ 126-10. Delegation of authority.

The Town Clerk is hereby delegated the authority granted to the Town Board by the Games of Chance Licensing Law, Article 9-A of the General Municipal Law, in relation to the issuance, amendment and cancellation of licenses, the conduct of investigations and hearings and the collection and transmission of fees.

§ 126-11. Conduct of games on Sunday. [Amended 3-12-1991 by L.L. No. 1-1991]

The conduct of games of chance on Sundays is only permitted when it is specifically provided for in the license issued. No games, however, shall be conducted on Easter Sunday, Christmas Day or New Year's Eve.³⁷

36. Editor's Note: Former Sec. 4.0, as amended 3-1-1977 by L.L. No. 1-1977, dealing with definitions, which immediately followed this section, was deleted 3-12-1991 by L.L. No. 1-1991. See now § 186 of the General Municipal Law.

37. Editor's Note: Former Secs. 7.0 through 12.0, as amended, setting forth licensing provisions and restrictions, which immediately followed this section, were deleted 3-12-1991 by L.L. No. 1-1991. See now Art. 9-A of the General Municipal Law.

Chapter 128

GRAFFITI ABATEMENT

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 1-24-1995 by L.L.

No. 1-1995. Amendments noted where applicable.]

§ 128-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

BUILDING — Any structure used for commercial, business or residential purposes and any structure appurtenant to said use, such as garages, fences, retaining walls, facades or any other structure, located within the Town of Oyster Bay.

GRAFFITI — Any mark, figure, drawing, inscription or other notation, drawn, written, etched, painted or otherwise placed on any surface, building or property, inclusive of the use of stickers or paste-on stamps containing the marks defined herein, without the permission of the owner or occupant thereof.

GRAFFITI IMPLEMENT — Any aerosol spray paint matter or broad-tipped marker with a marking surface of 1/4 inch or more in any direction or any other substance or item used to make graffiti and/or related vandalism.

OWNER — Any fee owner or other person exercising a legal possessive right and/or legal control over property.

PERSON — Includes any human being, corporation, partnership, authority, company, municipality, unincorporated association, special improvement district, fire company, the State of New York or any other entity able to sue or be sued.

PROPERTY — Includes any real property and appurtenances and personal property, including all trailers, vehicles or other similar personal property, wherever it may be.

VENDOR — Any person who offers for sale and/or transfer any graffiti implement to any other person for value, consideration and/or otherwise.

§ 128-2. Prohibited acts.

No person shall make graffiti on any public or private building or other structure or any other real or personal property owned by others.

§ 128-3. Possession of graffiti implements.

- A. No person shall carry an aerosol spray paint can, broad-tipped indelible marker or any other graffiti implement under circumstances which evince the intent to violate the provisions of this chapter.
- B. It is unlawful for a person to use any object, bicycle or vehicle to assist a person to commit a violation of this chapter.

§ 128-4. Sale of graffiti implements.

- A. Sale and display of graffiti implements; violations.

- (1) No person shall sell, offer to sell or give aerosol spray paint, broad-tipped markers or any other graffiti implements to any person under the age of 18 years of age unless accompanied by an adult parent or guardian.
 - (2) No person offering aerosol spray paint and/or broad-tipped markers or other graffiti implements for sale shall display said materials except in a secure, enclosed, inaccessible display which will require vendor assistance for the handling, purchase and/or sale of said items.
 - (3) Any person who shall violate the terms of this provision shall, for a first offense, be subject to a minimum fine of \$100 and a maximum fine of \$500. For each and every subsequent offense within five years of the date of offense on the accusatory instrument, such graffiti vendor shall be subject to a fine of not less than \$500, to a maximum of \$1,000, and/or 15 days imprisonment.
- B. Any person who offers for sale or transfer any graffiti implements shall display at each entrance to the place of business and at, around or about the area where graffiti implements are offered for sale or transfer to the public a sign to be not less than two feet by three feet, in red letters, at least one inch in height, the following statement:
- "It is unlawful to sell any aerosol spray paint or broad-tipped marker to any person under the age of 18. Persons under the age of 18 who possess any graffiti implements may be prosecuted for a crime. Penalties for violation of the graffiti ordinance of the Town of Oyster Bay shall include: fines up to \$1,000, imprisonment up to one year in jail, community service, mandatory surcharges and forfeiture of property."
- C. Failure to properly display such sign shall result in a fine of not less than \$100 for a first offense. For any second or subsequent offense within five years of the date of offense on the accusatory instrument, there shall be a fine of \$500 to \$1,000 and/or 15 days' imprisonment.

§ 128-5. Removal of graffiti.

- A. The owner, tenant and/or person in control of any building or personal property shall be required to remove any graffiti applied to such property not more than 15 days after such graffiti occurs. Failure to remove graffiti shall be a violation of this chapter.
- B. Failure or refusal to remove graffiti.
 - (1) In the event that the owner, tenant and/or person in control of such a building, property or personal property shall fail or refuse to remove graffiti from his property, then said person or persons may be notified by certified mail, mailed to the property address, by the Commissioner of Planning and Development or his designated agent, that such person shall have a period of up to 15 days from receipt of such notice to complete removal or coverage of such graffiti.
 - (2) If such owner, tenant and/or person in control fails to comply with the terms of such notice within the time set forth therein, then the Town of Oyster Bay Commissioner of Planning and Development may order employees of any town department or a contractor with an agreement approved by the Town Board to engage in maintenance, repair and other services needed to effectuate the elimination or coverage of such

graffiti on such property. All costs of such work shall be billed to the owner of the property and, if unpaid after 90 days, shall be certified to the County of Nassau for inclusion as taxes upon such parcel of property as was benefitted thereby.

§ 128-6. Liability of parents or guardians.

The parent or legal guardian, other than the state or a Local Social Services Department, or a foster parent having custody of an infant over 10 and less than 18 years of age shall, if such infant willfully, maliciously or unlawfully makes graffiti or damages or destroys real or personal property, which personal property is owned or maintained by another, in addition to any other civil remedy a person who has suffered damage may have, be held liable for such damage or destruction. In no event shall such liability under this section be in excess of the sum of \$2,500. It shall be a defense to any action brought hereunder that restitution has been made pursuant to § 758-a or 353.6 of the Family Court Act or Subdivision 2(g) of § 65.10 of the Penal Law. It shall also be a defense to an action brought under this section that such child has become emancipated from his parent or legal guardian prior to the occurrence of such damage. In lieu of such liability, or in combination therewith, the court may order such infant to perform services for the public good, as permitted by the General Obligations Law.

§ 128-7. Enforcement.

It shall be the duty of any peace officer, police officer of the County of Nassau or any duly authorized agent of the Town of Oyster Bay who is authorized to issue an appearance ticket or otherwise designated by the Town Board of the Town of Oyster Bay to enforce the provisions of this chapter against any person found to be violating the same.

§ 128-8. Seizure by police; forfeiture.

- A. In accordance with appropriate law, any graffiti implement or other item, material or tool used in the violation of this chapter or in assisting with the commission of such violation shall be subject to immediate seizure by any police officer, peace officer or other individual authorized to enforce the provision of this chapter. Such items shall be held as evidence in any action or proceeding brought with reference to an offense under this chapter and shall be subject to forfeiture by an order of such court or to any order by a Justice of the Supreme Court.
- B. Any vehicle used in the transport of graffiti implements or persons convicted of violating this chapter to or from a site or used in assisting with the commission of such offense shall be subject to immediate seizure by any police officer, peace officer or other individual authorized to enforce the provisions of this chapter. Said vehicles shall be held in evidence in any action or proceeding brought with reference to an offense under this chapter and shall be subject to an order of forfeiture of such court or to an order by a Justice of the Supreme Court.
- C. The seizure of any graffiti implement and/or vehicle used in the transport of graffiti implements shall be subject to forfeiture. The true owner thereof must be provided with notice of such application to forfeit such property at least 10 days prior thereof [which may be mailed to such person(s), in which case at least 13 days' notice of such application must be provided]. That person(s) shall also have the opportunity to be heard with reference to the question of forfeiture of such property as is set forth in the papers provided to such person(s) before a judge of proper jurisdiction. The person(s) from whom the property was

seized shall be similarly notified of such proposed forfeiture.

- D. Any order of forfeiture shall be deemed a final order with respect to such question. After service upon the person(s) of a copy of any such order of forfeiture, such person(s) must serve and file a notice of appeal within 15 days of the service upon them of such order directing forfeiture.
- E. The Town Attorney of the Town of Oyster Bay and/or the District Attorney of Nassau County are authorized to commence such application and prosecute the same.

§ 128-9. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. Any violation of any section of this chapter except as otherwise specifically set forth shall be a Class A misdemeanor punishable by one year imprisonment and/ or a fine of not less than \$500 nor more than \$1,000, in addition to mandatory community service hours. There shall also be imposed a mandatory \$100 surcharge for the Town of Oyster Bay Anti-Graffiti Program.³⁸
- B. Any person convicted of a violation of § 128-2 or 128-3A, in addition to the penalties listed above and where the violation was committed by a person under the age of 18 years, shall perform not less than 10 hours of community service during a time other than during his or her school attendance requirement. One parent or guardian shall be present at the site of the community service for at least 1/2 of the hours of community service required under this section, unless attendance by the parent or guardian is deemed by the court to be inappropriate or potentially detrimental to the child.

§ 128-9.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; amended 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter; any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 128-9.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

§ 128-10. Severability.

If any clause, sentence, paragraph, section or part of any section shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy and upon which such judgment shall have been rendered.

38. Editor's Note: A copy of the Graffiti Abatement Program is on file in the Town Clerk's office.

§ 128-11. When effective.

This chapter shall take effect immediately upon filing with the State of New York.

Chapter 130**HANDBILLS, COMMERCIAL**

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 12-5-1978 (Ch. 24 of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Peddling and soliciting — See Ch. 173.

§ 130-1. Title.

This chapter shall be known and designated as the "Commercial Handbill Ordinance of the Town of Oyster Bay."

§ 130-2. Restrictions on distribution.

- A. It shall be unlawful for any person to throw, cast, place or distribute or cause or permit to be thrown, cast, placed or distributed any commercial handbill, circular, card, booklet or other similar commercial or advertising matter or publication whatsoever upon any places in or upon any public place or in or upon any part of private property or dwelling or in any letterbox or receptacle on said premises unless the name and address of the distributor thereof are clearly and boldly printed thereon and unless the owners or parties in possession of the properties thereof have not sent a written request to the said name and address printed thereon via the United States Postal Service, certified mail, return receipt requested, at least 14 days prior to such action, asking that the said owners or parties in possession not receive such publications, provided that nothing herein contained shall be deemed to prohibit the distribution of such matter by the United States Postal Service or prohibit the distribution of sample copies of newspapers regularly sold by the copy or by subscription.
- B. This section is not intended to prevent the lawful distribution of anything other than commercial or business matter or material.

§ 130-3. Definitions and word usage.

- A. As used in this chapter, the following terms shall have the meanings indicated:

COMMERCIAL HANDBILL — Includes any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copies of any matter or literature which:

- (1) Advertises for sale any merchandise, product, commodity or thing;
- (2) Advertises for the employment of any service;

- (3) Directs attention to any business or mercantile or commercial establishment or other activity for the purpose of either directly or indirectly promoting the interests thereof by sales or employment;
- (4) Directs attention to or advertises any meeting, theatrical performance, exhibition or event of any kind for which an admission fee is charged for the purpose of private gain or profit; but the terms of this subsection shall not apply where an admission fee is charged or a collection is taken up for the purpose of defraying the expenses incident to such meeting, theatrical performance, exhibition or event of any kind when either of the same is held, given or takes place in connection with the dissemination of information which is not restricted under the ordinary rules of decency, good morals, public peace, safety and good order, provided that nothing contained in this subsection shall be deemed to authorize the holding, giving or taking place of any meeting, theatrical performance, exhibition or event of any kind without a license where such license is or may be required by any law of the state or under any ordinance of this municipality; or
- (5) While containing reading matter other than advertising matter, is distributed or circulated for advertisement purposes or for the private benefit and gain of any person so engaged as advertiser or distributor.

DISTRIBUTOR — Any person, firm, partnership, association, corporation, company or organization of any kind which actually delivers or causes the delivery of any commercial handbill as herein defined.

HANDBILL DISTRIBUTOR — Includes any person engaging or engaged in the business for hire or gain of distributing commercial or noncommercial handbills, other than newspapers distributed to subscribers thereof, and any person receiving compensation directly or indirectly for the distribution of such handbills.

NEWSPAPER — Includes any newspapers of general circulation as defined by general law, any newspaper duly entered with the United States Postal Service in accordance with federal statute or regulation and any newspaper filed and recorded with any recording officer as provided by general law; and, in addition thereto, shall mean and include any periodical or current magazine regularly published with not less than four issues per year and sold to the public.

PERSON — Includes any person, firm, partnership, association, corporation, company or organization of any kind.

PRIVATE PREMISES — Includes any dwelling, house, building or other structure designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building or other structure.

PUBLIC PLACES — Includes any and all streets, boulevards, avenues, lanes, alleys or other public ways and any and all public parks, squares, spaces, plazas, grounds and buildings.

- B. Words singular in form may include the plural, and any words plural in form may include the singular. Words in the masculine gender shall include the feminine and neuter genders.

§ 130-4. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any violation of this chapter shall be punishable by the imposition of a fine not to exceed \$250 or a maximum of 15 days imprisonment, or both. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

Chapter 135

HOUSING STANDARDS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 13 of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Storage and handling of oil — See Ch. 164.

Dangerous buildings and abandoned buildings — See Ch. 96.

Plumbing — See Ch. 180.

Electrical standards — See Ch. 107.

Solid waste — See Ch. 201.

ARTICLE I General Provisions

§ 135-1. Definitions.

A. As used in this chapter, the following terms shall have the meanings ascribed to them:

ACCESSORY STRUCTURE — A structure, the use of which is incidental to that of the residential building and which is located on the same premises.

ACCESSORY USE — —

(1) A use, occupancy or tenancy customarily incidental to the principal use or occupancy of a residential building. Such "accessory uses" may include, among others, the following:

- (a) Offices for the building management.
- (b) Dining rooms, banquet rooms, public kitchens and ballrooms.
- (c) Recreation and play rooms.
- (d) Laundries for the use of tenants and occupants and in connection with the management and operation of a residential building.
- (e) Maintenance and work shops, storage rooms for linen, bedding, furniture, supplies and tenants' equipment and effects.
- (f) Rooms or space for the incidental sale or display of merchandise to occupants and tenants, such as newspaper, candy and cigar stands.
- (g) Garages within a residential building or on the premises thereof used primarily for the storage of passenger-type motor vehicles.

(2) The term "accessory use" shall have a uniform meaning and shall apply in the same manner and under the same conditions or restrictions to all residential buildings.

APPROVED — Approved by the administrative officer under the provisions of this chapter, or approved by an authority designated by law or this chapter.

BASEMENT — That portion of a building that is partly or completely below grade plane.**[Amended 10-16-2012 by L.L. No. 3-2012]**

BATHROOM — An enclosed space containing one or more bathtubs or showers, or both, and which may also contain water closets, lavatories or fixtures serving similar purposes. See the definition of "toilet room."

BUILDING — A structure wholly or partially enclosed within exterior walls or within exterior or party walls and a roof, affording shelter to persons, animals or property.

CELLAR — See "basement."**[Amended 10-16-2012 by L.L. No. 3-2012]**

DWELLING, ONE-FAMILY — A building containing not more than one dwelling unit occupied exclusively for residential purposes by the immediate family of the owner-occupant, nor having more than one kitchen or one kitchenette and no portion of which is used for the accommodation of roomers or boarders.

DWELLING, ONE-FAMILY, OWNER-OCCUPIED — A building containing not more than one dwelling unit occupied exclusively for residential purposes by the immediate family of the owner-occupant, not having more than one kitchen or one kitchenette and no portion of which is used for the accommodation of roomers or boarders.

DWELLING, TWO-FAMILY — A building containing not more than two dwelling units occupied exclusively for residential purposes.

DWELLING UNIT — One or more rooms with provisions for living, cooking, sanitary and sleeping facilities arranged for the use of one family.

EXIT — A way of departure from the interior of a building or structure to the exterior at street or grade, including doorways, passageways, hallways, corridors, stairways, ramps, fire escapes and all other elements necessary for egress or escape.

FAMILY — A household constituting a single housekeeping unit occupied by one or more persons.

GENERALLY ACCEPTED STANDARD — A specification, code, rule, guide or procedure in the field of construction or related thereto, recognized and accepted as authoritative.

GRADE, FINISHED — A natural surface of the ground, or surface of the ground after completion of any change in contour, abutting a building or premises.

HABITABLE SPACE — Space occupied by one or more persons for living, sleeping, eating or cooking. Kitchenettes shall not be deemed to be "habitable space." See definitions of "nonhabitable space," "public space" and "exit."

INFESTATION — The presence, within or contiguous to a dwelling, dwelling unit, lodging house, lodging unit or premises, of insects, rodents, vermin or other pests.

KITCHEN — That portion of a building designed for the storage and cooking or preparation of food, having at least but not limited to facilities for cooking, a sink and refrigerator.**[Amended 10-16-2012 by L.L. No. 3-2012]**

KITCHENETTE — A space, less than 60 square feet in floor area, with a minimum width of five feet, designed and used exclusively for cooking and eating, having at least but not limited to facilities for cooking, a sink and refrigerator.

LODGING HOUSE — A multiple dwelling used primarily for the purpose of furnishing lodging, with or without meals, for compensation.

LODGING UNIT — A room or group of rooms forming a single habitable unit used or intended to be used for lodging.

MIXED OCCUPANCY — Occupancy of a building in part for residential use and in part for some other use not accessory thereto.

MULTIPLE DWELLING —

- (1) A building containing three or more dwelling units.
- (2) A building containing living, sanitary and sleeping facilities occupied by one or two families and more than four lodgers residing with either one of such families.
- (3) A building with one or more sleeping rooms, other than a one- or two-family dwelling, used or occupied by permanent or transient paying guests or tenants.

- (4) A building with sleeping accommodations for more than five persons used or occupied as a club, dormitory, fraternity or sorority house or for similar uses.
- (5) A building used or occupied as a convalescent, old-age or nursing home, but not including private or public hospitals or public institutions.

MULTIPLE RESIDENCE — See the definition of "multiple dwelling."

NONHABITABLE SPACE — Space used as kitchenettes, pantries, bath, toilet, laundry, rest, dressing, locker, storage, utility, heater and boiler rooms, closets and other spaces for service and maintenance of the building, and those spaces used for access and vertical travel between stories. See the definitions of "habitable space," "public space" and "exit."

PLUMBING SYSTEM — The water supply system, the drainage system, the vent system, fixtures and traps, including their respective connections, devices and appurtenances within the property lines of the premises.

POTABLE WATER — Water which is approved for drinking, culinary and domestic purposes.

PUBLIC SPACE — Space within a residential building for public use, such as lobbies, lounges, reception, ball, meeting, lecture and recreation rooms, banquet and dining rooms and their kitchens, and swimming pools.

SEWAGE — Liquid waste containing animal or vegetable matter in suspension or solution and which may include industrial wastes and liquids containing chemicals.

STRUCTURE — An assembly of materials forming a construction framed of component structural parts for occupancy or use, including buildings.

TOILET ROOM — An enclosed space containing one or more water closets, which may also contain one or more lavatories, urinals and other plumbing fixtures. See the definition of "bathroom."

VENTILATION — The supply and removal of air to and from a space by natural or mechanical means.

VENTILATION, MECHANICAL — Ventilation by power-driven devices.

VENTILATION, NATURAL — Ventilation by opening to the outer air through windows, skylights, doors, louvers or stacks with or without wind-driven devices.

- B. Any term not defined in this section, but defined in the Town Building Code or in the Town Electrical Code or Plumbing Code,³⁹ shall be construed for the purpose of this chapter as so defined.

§ 135-2. Title.

This chapter shall be known and may be cited as the "Town of Oyster Bay Housing Code," but is referred to herein as "this chapter."

§ 135-3. Purpose.

The purpose of this chapter is to provide basic and uniform standards in terms of performance

³⁹. Editor's Note: See Ch. 93, Building Construction; Ch. 107, Electrical Standards; and Ch. 180, Plumbing, respectively.

objectives implemented by specific requirements governing the condition, occupancy and maintenance of residential premises and establishing reasonable safeguards for the safety, health and welfare of the occupants and users thereof.

§ 135-4. Applicability.

- A. This chapter shall not apply to mobile homes and mobile home courts or to transient-type occupancies and uses, including but not limited to nursing and convalescent homes, hotels, motels, tourist camps, farm labor camps, travel trailers and trailer parks and other forms of temporary housing.
- B. This chapter shall apply to residential premises as follows:
 - (1) Lots or parcels of land on which residential buildings, buildings of mixed occupancy or accessory structures are located.
 - (2) Residential buildings and accessory structures, including one- and two-family dwellings and multiple dwellings, except as specifically excluded herein.
 - (3) Residential occupancies in buildings of mixed occupancy.

§ 135-5. Conformance required. [Amended 3-12-1991 by L.L. No. 1-1991]

Installations, alterations and repairs to residential premises, and materials, assemblies and equipment utilized in connection therewith, shall be reasonably safe to persons and property and in conformity with the local laws and the Building Code of the Town, the statutes of the state and the orders, rules and regulations issued by authority of any of such ordinances, local laws or statutes. Conformity of work, materials, assemblies or equipment with the applicable requirements of the State Uniform Fire Prevention and Building Code, the Building Code of the Town and applicable ordinances and local laws of the Town shall be prima facie evidence that the same is reasonably safe to persons and property.

§ 135-6. Effect on other legislation.

- A. The provisions of this chapter shall supersede local laws, provisions of this Code, ordinances, code or regulations to the extent that such local laws, provisions of this Code, ordinances, codes or regulations are inconsistent with the provisions of this chapter; however, nothing contained in this chapter shall be construed to prevent the adoption and enforcement of a local law, ordinance, code or regulation which is more restrictive or establishes a higher standard than those provided in this chapter, and such more restrictive requirement or higher standard shall govern during the period in which it is in effect.
- B. Where a provision of this chapter is found to be in conflict with a provision of a zoning, building, electrical, plumbing, fire, safety, health, water supply or sewage disposal local law, provision of this Code, ordinance, code or regulation adopted pursuant thereto, or other local law, provision of this Code, ordinance, code or regulation, the provision or requirement which is the more restrictive or which establishes the higher standard shall prevail.

ARTICLE II
Occupancy, Area, Light and Ventilation

§ 135-7. Compliance with article required.

Buildings occupied in whole or in part for residential purposes, subject to this chapter, shall comply with the requirements established in this article concerning occupancy, size, light and ventilation in order to provide safe and healthful environment.

§ 135-8. Maximum occupancy. [Amended 6-26-2018 by L.L. No. 6-2018]

The maximum number of occupants of any building shall be determined based on the requirements of the New York State Uniform Fire Prevention and Building Code, as amended.

§ 135-9. Prohibited use of space.

- A. It shall be prohibited to use for sleeping purposes any kitchen, nonhabitable space or public space.
- B. It shall be prohibited in lodging houses to use for dining purposes any communal kitchen containing less than 100 square feet of floor area or any nonhabitable space or public space other than dining space.
- C. It shall be prohibited to prepare or eat meals in lodging units.
- D. It shall be prohibited to use any cellar space as habitable space.
- E. No vehicle, motor home, camping trailer, pickup camper, recreational vehicle or similar item shall be used as habitable space, as defined in this chapter, within the boundaries of the Town unless such vehicle is parked in an area specifically approved by the Town as a campground or as a location for temporary or emergency housing. In all civil and criminal prosecutions brought for the enforcement of Code provisions in respect to the use of a vehicle, motor home, camping trailer, pickup camper, recreational vehicle, or similar item, as habitable space, it shall be a rebuttable presumption that such vehicle is being used as habitable space if said vehicle is connected to a source of energy that provides light, heat and/or power. [Added 3-31-2009 by L.L. No. 4-2009]

§ 135-10. Habitable space.

- A. Habitable space shall have a minimum ceiling height of seven feet six inches over 50% of the floor area, and the floor area where the ceiling height is less than six feet shall not be considered in computing floor area.
- B. Kitchens shall have a minimum of 60 square feet of floor area, and other habitable spaces shall contain not less than 80 square feet of floor area and shall have a minimum horizontal dimension of seven feet.

§ 135-11. Minimum area and dimensions.

A dwelling unit shall contain at least one habitable room having a minimum of 150 square feet of floor area and a minimum horizontal dimension of 10 feet.

§ 135-12. Alcoves.

Each alcove less than 60 square feet in area, except a cooking space or foyer, shall be deemed to be part of a habitable room. The area of the opening in the dividing partition between the alcove and the room shall be at least 80% of the wall area of the partition, measured on the alcove side, but not less than 40 square feet. The depth of such alcove shall not exceed half its width. The floor area of the alcove shall be added to the floor area of the room in determining light and ventilation requirements for the room. An alcove with an area of 60 square feet or more but less than the required area of a habitable room shall be separately lighted and ventilated, as required for habitable space.

§ 135-13. Basements.

Basements shall not be deemed habitable space where required windows are located only on one wall and the depth of the basement space exceeds four times its clear height.

§ 135-14. Light and ventilation.

- A. Habitable space shall be provided with natural light through one or more windows, skylights, transparent or translucent panels, or any combinations thereof, that face directly on legal open spaces at least six inches above the adjoining finished grade or are above a roof. The amount of light shall be equivalent to that transmitted through clear glass equal in area to 10% of the floor area of the habitable space.
- B. Habitable space shall be provided with artificial light.
- C. Habitable space shall be provided with natural ventilation through openable parts of windows or other openings in exterior walls that face legal open spaces above the adjoining finished grade or above a roof, or through openable parts of skylights, providing total clear ventilation area equal to not less than 5% of the total floor area of each habitable space.
- D. Habitable space may also be provided with mechanical ventilation in addition to natural ventilation.

§ 135-15. Design requirements.

- A. Dwelling units shall be separated from each other and from other spaces outside the dwelling unit.
- B. Sleeping rooms within dwelling units shall be separated from each other and from other spaces outside the sleeping rooms, to provide privacy.
- C. Lodging units shall be separated from each other and from other spaces outside the lodging units.
- D. A communal kitchen or dining room in a lodging house shall be accessible to the occupants sharing the kitchen or dining room without going through a dwelling unit or lodging unit of another occupant.

§ 135-16. Public space.

- A. Height. Public space shall have a minimum height of seven feet six inches, measured from finished floor to finished ceiling.

B. Light and ventilation.

- (1) Public spaces shall be provided with artificial light.
- (2) In public stairs, stairways and passageways, artificial light shall be electric lighting available at all times so as to afford safe passage for occupants and users. Such lighting shall conform to the following:
 - (a) A sufficient number of fixtures shall be provided so that the distance between fixtures is not more than 30 feet and so that no wall is more than 15 feet distant from a fixture.
 - (b) Incandescent lighting shall be based on not less than 1/4 watt per square foot of floor area, except that each fixture shall have a lamp or lamps with a total of not less than 25 watts.
 - (c) Fluorescent lighting shall be based on not less than 1/10 watt per square foot of floor area, except that each fixture shall have a lamp or lamps of a total of not less than 15 watts.
 - (d) Where under these formulas the calculated wattage does not correspond to that of a standard lamp, the next larger size shall be used.
- (3) Public spaces shall be provided either with natural ventilation conforming to the requirements for habitable space or with mechanical ventilation.

§ 135-17. Classification of buildings.

Buildings for the purpose of this chapter shall be classified in respect to their occupancies as follows:

- A. One-family owner-occupied dwellings: buildings containing not more than one dwelling unit occupied exclusively for residential purposes by the immediate family of the owner-occupant, not having more than one kitchen or one kitchenette and no portion of which is used for the accommodation of roomers or boarders.
- B. One- and two-family dwellings: buildings containing one or two dwelling units, with less than four lodgers residing with a family in either one of such dwelling units.
- C. Multiple dwellings: buildings containing one or two dwelling units with more than four lodgers with a family in either one of such dwelling units, buildings containing three or more dwelling units, lodging houses, buildings with sleeping accommodations for more than five persons used or occupied as a club, dormitory, fraternity or sorority house or for similar uses and garden apartments.
- D. Accessory structures: garages, carports and similar-type structures on residential premises.

§ 135-18. Nonhabitable space.

- A. Height. Nonhabitable space, except crawl spaces and attics, in multiple dwellings, shall have a minimum height of seven feet measured from floor to ceiling.
- B. Toilet rooms and bathrooms.

- (1) Toilet rooms and bathrooms in one- and two-family dwellings shall have provisions for privacy.
- (2) Toilet rooms and bathrooms for dwelling units in multiple dwellings shall be located within the dwelling units and shall be accessible from any sleeping room without passing through any other sleeping room.
- (3) Unless located within dwelling units or directly connected with sleeping rooms, toilet rooms and bathrooms in multiple dwellings shall be provided in each story containing habitable space and shall be accessible thereto.
- (4) Toilet rooms for employees in multiple dwellings shall be in separate rooms for each sex where there are five or more employees, shall be readily accessible to the employees and shall not open directly into any public kitchen or other public space used for the cooking or preparation of food.
- (5) In one- and two-family dwellings, bathrooms and toilet rooms shall be provided with floors of moisture-resistant material.
- (6) In multiple dwellings, floors of bathrooms, toilet rooms and similar spaces shall be waterproof; such waterproofing shall extend six inches or more above floors, except at doors, so that floors can be flushed or washed without leaking.

C. Light and ventilation.

- (1) Kitchenettes, bathrooms and toilet rooms shall be provided with artificial light appropriate for the use of such rooms.
- (2) Laundry rooms, furnace rooms and similar nonhabitable space shall be provided with artificial light appropriate for the intended use of such rooms.
- (3) Stairs shall be provided with artificial light to allow safe ascent or descent.
- (4) Kitchenettes, bathrooms and toilet rooms shall be provided with ventilation in accordance with either of the following: Natural ventilation as required for habitable space, except that such openable areas shall be not less than 1 1/2 square feet for bathrooms or toilet rooms and not less than three square feet for kitchenettes; or mechanical ventilation exhausting not less than 25 cubic feet per minute for bathrooms and toilet rooms and not less than 100 cubic feet per minute for kitchenettes.
- (5) Spaces in multiple dwellings which contain central heat-producing, air-conditioning and other equipment shall be ventilated to the outer air, and air from these spaces shall not be recirculated to other parts of the building.
- (6) Ventilation shall be provided in unheated attics, spaces below flat roofs and crawl spaces. Location and net areas of ventilation openings shall be such as to minimize deterioration of structural members from condensation or other causes, in conformity with generally accepted standards.

§ 135-19. Stairways; railings.

- A. Stairs, both interior and exterior, shall be of sufficient width in conformity with generally

accepted standards so as to serve the occupants.

- B. Railings shall be provided on open portions of stairs, balconies, landings and stairwells.

§ 135-20. Exits.

- A. Safe, continuous and unobstructed exits shall be provided from the interior of the building to the exterior at street or grade level.
- B. Exits shall be arranged, constructed and proportioned so that occupants may escape safely from the building in case of emergency.
- C. In one- and two-family dwellings, in addition to a primary exit from the building, there shall be provided a secondary exit or, in lieu thereof, one or more exit openings for emergency use.
- D. In multiple dwellings, approved exits shall be provided.

ARTICLE III
Building Structural Requirements

§ 135-21. General provisions.

- A. Buildings and parts thereof shall be maintained so as to be capable of sustaining safely their own weight and the loads to which they may be subject.
- B. Buildings shall be maintained so that loads are transmitted to the soil without undue differential settlement, unsafe deformation or movement of the building or of any structural part.

§ 135-22. Structural members.

Buildings shall be maintained so that protection is provided for all structural members which may become structurally unsound if left unprotected. Causes of such deterioration include, among others, the action of freezing and thawing, dampness, corrosion, wetting and drying, termites and other destructive insects.

§ 135-23. Water penetration.

Buildings built in soil which is water-bearing at any season of the year shall be maintained so that ground and surface water will not penetrate into habitable spaces, basements and cellars.

§ 135-24. Building exterior.

- A. Foundation walls shall be maintained so as to be structurally sound and to prevent the entrance of moisture, termites and vermin. Such protection shall consist of shoring where necessary, subsoil drains at footings, grouting of masonry cracks, waterproofing of walls and joists and other suitable means.
- B. Exterior walls and wall components shall be maintained so as to prevent deterioration due to the elements and destructive insects. Such maintenance shall consist of painting, installation or repair of walls, copings and flashings; waterproofing of joints; waterproof coatings; installation or repair of termite shields; poison treatment of soil or other suitable means.
- C. Roofing shall be maintained in a watertight condition so as to prevent leakage into the building. Such maintenance shall consist of repairs of roofing, flashing, waterproof coatings or other suitable means.

§ 135-25. Building interior.

- A. Crawl spaces shall be maintained free of moisture, and the flow of air from such spaces into walls above shall be effectively barred so as to prevent deterioration of structural members. Such provisions shall consist of maintenance of openings in foundation walls to provide adequate circulation of air in the crawl space, covering the ground in the crawl space with a moisture barrier, installation of drains outside the structure if the crawl space is below the surrounding grade, blocking openings in stud walls to prevent the flow of air and moisture into walls, frequent destruction of termite tubes from the soil to wood floor members above, poison treatment of soil and other suitable means.

- B. Structural members shall be maintained so as to be structurally sound. Such protection shall consist of shoring, reinforcement or repair where necessary, frequent destruction of termite tubes or other appropriate means.
- C. Chimneys and flues shall be maintained so as to be structurally sound and to prevent leakage of gases into the structure. Such maintenance shall consist of clearing flue stoppages, sealing open joints, repairing masonry where necessary and other suitable means.
- D. Ceilings and walls shall be maintained so that parts which become loose or defective do not constitute a hazard to occupants. Such maintenance shall consist of removing and replacing loose or defective sections.
- E. Toilet rooms and bathroom floors shall be maintained so as to prevent leakage of water through the floor, under normal conditions of use and floor washing, and resultant deterioration or defects in structural members and ceilings below. Maintenance shall consist of repairs which effectively provide the moisture- and water proof qualities required for the particular floor.

ARTICLE IV
Firesafety Requirements

§ 135-26. Prohibitions.

It shall be prohibited to accumulate or store:

- A. On residential premises, except in approved locations, any highly flammable or explosive matter, such as paints, volatile oils, cleaning fluids and similar materials, or any combustible refuse liable to spontaneous combustion, such as wastepaper, boxes, rags or similar materials.
- B. Materials on fire escapes or stairs, in stairways or passageways, at doors or windows or in any other locations where in the event of fire such materials may obstruct egress of occupants or interfere with fire-fighting operations.

§ 135-27. Storage of propane tanks. [Added 3-12-1991 by L.L. No. 1-1991]

Propane tanks for barbecue grills shall be kept at least 15 feet away from the building at all times. They shall not be stored on balconies or inside the premises. It shall be the responsibility of the owner or the person in charge to enforce this section. This requirement also applies to attached dwellings, i.e., condominium, two-family, etc.

§ 135-28. Preventing the spread of fire.

The following requirements are established to prevent the spread of a fire:

- A. Walls and ceilings shall be maintained free from cracks and openings which would permit flame or excessive heat to enter the concealed space.
- B. In buildings of mixed occupancy, nonresidential space shall be separated from residential space by approved fire separations which will retard the spread of fire.
- C. Garages in or attached to a residential building shall be separated from other spaces in the building by approved fire separations which will retard the spread of fire and prevent flammable or toxic vapors originating within the garage from being transmitted to other parts of the building.

§ 135-29. Interior finish, trim and decor.

Interior finish materials for acoustical correction, surface insulation and decorative treatment on the surfaces of walls and ceilings, and interior trim shall be of materials that will not, in burning, give off excessive amounts of smoke or objectionable gases.

§ 135-30. Fireplaces.

- A. Fireplaces and similar structures used or intended to be used for burning fuel in open fires shall be connected to approved chimneys and shall be installed so that nearby or adjacent combustible material and structural members shall not be heated to unsafe temperatures.
- B. Hearths and linings or other parts of fireplaces exposed directly to flame shall be of materials that will not melt, disintegrate, spall or shatter at high temperatures.

C. Wood mantels and trim on fireplaces shall be placed and attached so that they cannot be heated to unsafe temperatures or be ignited by sparks or embers from the fire.

ARTICLE V
Fixtures and Equipment

§ 135-31. General provisions.

- A. Plumbing, heating, electrical, ventilating, air-conditioning, refrigerating, cooking, fire protection and radiation production equipment, elevators, dumbwaiters, escalators and other mechanical additions, installations or systems for the use of the building shall be installed, located and maintained so that under normal conditions of use, such equipment and systems will not be a danger to health or welfare, a danger because of structural defects or a source of ignition or a radiation hazard and will not create excessive noise or otherwise become a nuisance. Equipment and systems include but are not limited to apparatus, devices, fixtures, piping, pipe hangers, pipe covering, wiring, fittings and materials used as part of or in connection with such installations.
- B. Equipment and systems subject to damage from freezing shall be adequately protected against freezing.
- C. Moving parts of equipment which may be a potential hazard shall be guarded to protect against accidental contact.

§ 135-32. Plumbing system.

- A. Plumbing systems shall be maintained in sanitary and serviceable condition.
- B. Plumbing systems shall be maintained so as not to weaken structural members nor cause damage or deterioration to any part of the building through fixture usage.

§ 135-33. Required plumbing fixtures.

- A. Buildings and portions thereof shall be provided with plumbing systems designed to dispose of the sewage from all fixtures and to furnish cold water to every water closet and urinal and hot and cold water to every sink, lavatory, bathtub and shower required therein. In multiple dwellings, hot water shall be furnished at 130° to 140° F. temperature range from 6:00 a.m. to 12:00 midnight.
- B. There shall be provided within each dwelling unit plumbing fixtures consisting of at least:
 - (1) One kitchen sink.
 - (2) One water closet.
 - (3) One bathtub or shower.
 - (4) One lavatory.
- C. Where multiple dwellings contain sleeping accommodations arranged as individual rooms or suites, for each multiple of six sleeping rooms or fraction thereof, there shall be provided plumbing fixtures consisting of at least:
 - (1) One water closet.
 - (2) One bathtub or shower.

- (3) One lavatory.
- D. Where multiple dwellings contain sleeping accommodations arranged as a dormitory, for each multiple of 15 persons or fraction thereof so accommodated, there shall be provided and located adjacent thereto plumbing fixtures consisting of at least:
 - (1) One water closet.
 - (2) One bathtub or shower.
 - (3) One lavatory.
- E. Urinals may be substituted in men's toilet rooms for not more than 1/3 of the required number of water closets.
- F. Privies, privy vaults and outhouses shall be prohibited on residential premises.

§ 135-34. Standards for plumbing fixtures.

- A. Plumbing fixtures shall be made of smooth, nonabsorbent material and shall be free from concealed fouling surfaces.
- B. Plumbing fixtures shall be so spaced as to be reasonably accessible for their intended use.
- C. Plumbing fixtures shall be located in spaces that are accessible, lighted and ventilated.

§ 135-35. Water supply systems.

- A. Potable water from an approved source shall be available at all times in residential buildings. The domestic water supply system of the building shall be connected to such approved source and shall not be subject to contamination. When supplied from a public source, the potable water supply system shall not be connected to private or unsafe water supplies.
- B. Water supply systems shall be installed and maintained so as to provide at all times a supply of water to plumbing fixtures, devices and appurtenances in sufficient volume and at pressures adequate to enable them to function satisfactorily and without undue noise under all normal conditions of use.
- C. Water supply systems shall be installed and maintained so that water used for purposes of cooling or heating shall not be reintroduced into the domestic water supply system nor be distributed through such equipment to plumbing fixtures.
- D. Hot water supply systems shall be provided with safety devices arranged to relieve hazardous pressures and excessive temperatures.

§ 135-36. Sewage disposal systems.

- A. Plumbing fixtures shall be drained to a sewage drainage system and such system shall be connected to a public sewer or to an adequate and approved system of sewage disposal.
- B. Where a public sewer is not available, a sewage system shall be provided to receive and dispose of sewage without health hazard or nuisance.

- C. Sewage or other waste which may be deleterious to surface or subsurface waters shall not be discharged into the ground or into a waterway unless it has first been rendered harmless through subjection to treatment in conformity with generally accepted standards.
- D. Substances which will clog the pipes, produce explosive mixtures, destroy the pipes or their joints or interfere unduly with the sewage disposal process shall not be discharged into the building drainage system unless it is provided with approved devices suitable for intercepting such substances.
- E. Each fixture directly connected to the sewage drainage system shall be equipped with a water seal trap.
- F. Adequate cleanouts shall be provided and maintained so that the pipes may be readily cleaned.
- G. The drainage system and its attendant vent piping shall be maintained so as to provide adequate circulation of air in all pipes in order that siphonage, aspiration or pressure will not cause a loss of trap seal under ordinary conditions of use.
- H. Each vent terminal to the outer air shall be installed and maintained so as to minimize the possibilities of clogging, frost closure, the return of foul air to the building or the creation of a nuisance to adjacent premises.
- I. Drains provided for fixtures, devices, appliances or apparatus containing food, water, sterile goods or similar materials shall be equipped with air breaks adequate to prevent contamination of such contents from any possible backup of sewage through the direct or indirect drainage piping.

§ 135-37. Fuel gas installation.

- A. General requirements.
 - (1) Fuel gas piping systems shall be installed and maintained so as to remain gastight, safe and operative under conditions of use.
 - (2) Fuel gas piping systems shall provide a supply of gas sufficient to meet the maximum expected demand of the installed gas-burning appliances connected thereto.
- B. Shutoff valves.
 - (1) Gas piping systems shall have at least one accessible means for shutting off all gas supply, and such means shall be maintained in good operating condition.
 - (2) An easily accessible shutoff valve or cock shall be provided in the piping in close proximity to and ahead of every outlet for gas appliance.
- C. Service equipment for gas supplied from utility mains. Gas service, gas meters and gas pressure regulators shall be located so that they are protected from damage.
- D. Gas refrigerators and ranges. Gas refrigerators and ranges shall be installed with clearance for ventilation and shall be maintained in good operating condition.
- E. High-pressure gas. Any service connection supplying gas at a pressure in excess of one pound per square inch gauge shall be provided with a device to reduce such pressure to not

more than 1/2 pound per square inch gauge prior to entering the meter, except where such service supplies equipment using gas at high pressures.

F. Liquefied petroleum gas.

- (1) Undiluted liquefied petroleum gas in liquid form shall not be conveyed through piping equipment and systems in buildings.
- (2) Liquefied petroleum gas shall not be vaporized by devices utilizing open flame or open electrical coil.
- (3) Where two or more containers are installed, connection shall be arranged so that containers can be replaced without shutting off the flow of gas equipment.
- (4) Containers shall be designed, stored and located so as not to be a hazard to the premises served or to the surrounding property.
- (5) Systems shall be provided with safety devices to relieve excessive pressures and shall be arranged so that the discharge terminates at a safe location.
- (6) Systems shall have at least one accessible means for shutting off the gas. Such means shall be located outside the building and shall be maintained in good operating condition.

§ 135-38. Fuel oil installation.

- A. General requirements. Fuel oil shall be received, stored and conveyed by means of fixed liquidtight equipment.
- B. Storage tanks.
 - (1) Tanks shall be provided with means for venting.
 - (2) Tanks shall be installed and maintained so as not to be a hazard to the premises served or the surrounding property.
- C. Piping.
 - (1) Automatically operated boilers and furnaces using fuel oil shall be provided with remote control to stop the flow of oil during fire or other emergency.
 - (2) Filling, emptying and venting of tanks shall be by means of fixed piping. Pipes to underground tanks shall be pitched toward tanks. Terminals of fill and vent pipes shall be located outside buildings at a safe distance from building openings.

§ 135-39. Heating requirements and equipment.

- A. General requirements.
 - (1) Residential buildings intended for occupancy between the first day of November and the first day of May of the following year shall be provided with heating equipment designed and maintained to maintain a temperature of not less than 70° F. at a distance of three feet and more from exterior walls and at a level of five feet above the floor in habitable spaces, kitchenettes, bathrooms and toilet rooms. The capability of the

heating equipment to maintain such an indoor temperature shall be based on the average of the recorded annual minimum outside temperatures for the locality.

- (2) In multiple dwellings, adequate heat shall be provided to maintain the indoor temperature in habitable spaces, kitchenettes, bathrooms and toilet rooms at 70° F. from 6:00 a.m. to 11:00 p.m. when the outside temperature falls below 55° F.
- B. Warm-air heating. Ducts and other air-handling equipment for heating shall conform to the requirements of such equipment used for ventilating purposes.
- C. Prohibited locations for heat-producing equipment. Fuel-burning water heaters shall not be located in sleeping rooms, bathrooms or toilet rooms.
- D. Fuel supply connection. Fuel-burning equipment shall be permanently fastened and connected in place. Fuel supply connection to such equipment shall be made with pipe or tubing of solid metal.
- E. Installation and clearance. Where heat-producing equipment is installed on or adjacent to combustible materials, the location, insulation, clearance and the control of the equipment shall be such that the temperature on the surface of the combustible materials will not exceed a safe temperature.
- F. Air supply.
 - (1) Direct-fired heat-producing equipment and the enclosure in which it is located shall be provided with a supply of air adequate both for complete combustion at the rated gross output of the equipment and for the ventilation of the enclosure to prevent the accumulation of heat.
 - (2) Rooms containing fuel-burning equipment shall have such air supply provided by means of one or more openings to the exterior or by means of fixed openings to interior spaces which open to the exterior.
- G. Removal of products of combustion.
 - (1) Equipment for burning solid or liquid fuel shall be connected to suitable chimneys or flues and shall not be connected to gas vents. Unvented heaters burning liquid fuel shall be prohibited.
 - (2) Fuel-burning space heaters located in sleeping rooms or rooms normally kept closed shall be connected to a suitable chimney, flue or gas vent.
 - (3) Gas-fired equipment shall be connected to a suitable chimney, flue or gas vent when the discharge of products of combustion into the space where the equipment is installed would be a hazard.
- H. Safety devices.
 - (1) Equipment capable of developing hazardous pressures or temperatures shall be provided with means to relieve safely such pressures and temperatures.
 - (2) Controls for the safe operation of automatically operated heat-producing equipment shall be provided to function as follows: When failure or interruption of the flame or ignition occurs, the fuel supply shall be cut off. When a predetermined temperature or

pressure is exceeded, the input of additional heat shall be prevented or reduced to a safe rate. When the water level in a steam boiler drops below a predetermined level, the fuel supply shall be cut off. When failure or interruption of pilot light or main burner of liquefied petroleum gas equipment occurs, the fuel supply to each pilot light and main burner shall be cut off.

- I. Heating of garages. Fuel-burning equipment for garages servicing multiple dwellings shall be located in heater rooms, except that equipment burning gas or liquid fuel, located in the vehicle storage space, shall be permitted in stories at or above grade where elevated so as not to be exposed to possible accumulation of flammable gases.

§ 135-40. Chimneys, flues and gas vents.

- A. General requirements.
 - (1) Chimneys, flues, gas vents and their supports shall be installed and maintained so as to be structurally safe, durable, smoketight, noncombustible and capable of withstanding the action of flue gases without softening, cracking, corroding or spalling.
 - (2) Such facilities shall effectively convey the products of combustion to the outer air.
 - (3) Masonry chimneys, except approved prefabricated chimneys, shall have noncombustible foundations.
 - (4) Flue linings shall be capable of withstanding the action of flue gas without softening, cracking, corroding or spalling at the temperature to which they will be subjected.
 - (5) Openings for smoke pipes or gas vent connections shall be provided with means for easy connection without restriction of the flue.
 - (6) No flue shall have smoke pipe or gas vent connections in more than one story of a building.
 - (7) Fuel-burning equipment and fireplaces located in different tenancies shall not be connected to the same flue.
- B. Firesafety. Chimneys, flues and gas vents shall be installed and maintained so that under conditions of use, the temperature of any combustible material adjacent thereto, insulated therefrom or in contact therewith does not exceed a safe temperature.
- C. Spark arresters. A chimney or flue connected to an incinerator and a chimney or flue which may emit sparks shall be provided with a spark arrester of noncombustible construction. Spark arresters shall have sufficient total clear area to permit unrestricted passage of flue gases. Openings in spark arresters shall be of such size as to prevent passage of embers and to minimize clogging by soot.

§ 135-41. Electrical standards.

- A. General requirements. Electrical wiring and equipment shall be installed and maintained in conformity with the Electrical Code of the Town.⁴⁰ A certificate issued by the Electrical

40. Editor's Note: See Ch. 107, Electrical Standards.

Bureau of the New York Board of Fire Underwriters shall be presented as certification that such electrical wiring and equipment conforms to the provisions of the Electrical Code of the Town.

B. Artificial lighting.

- (1) Residential buildings and occupancies shall be wired for electricity, and lighting equipment shall be installed throughout to provide adequate illumination for the intended use of each space. The electrical wiring system shall be connected to an adequate source of supply.
- (2) There shall be a switch or other means for controlling a light in each dwelling unit near the point of entrance to such unit.

§ 135-42. Cooking, refrigeration and communal dining facilities. [Amended 10-16-2012 by L.L. No. 3-2012]

A. General requirements.

- (1) Each dwelling unit shall be provided with appropriate cooking and refrigeration equipment.
- (2) Cooking and refrigeration equipment shall be maintained in good operating condition.
- (3) Gas-burning cooking equipment shall be permanently fastened and connected in place.
- (4) Solid-fuel-burning cooking equipment shall be appropriately vented.

B. Cooking and dining facilities. Kitchens and dining rooms shall comply with the following requirements:

- (1) Kitchens shall include that portion of a building designed for the storage and cooking or preparation of food, having at least but not limited to facilities for cooking, a sink and refrigerator.

§ 135-43. Air conditioners and mechanical ventilation for multiple dwellings.

A. Refrigerants.

- (1) Refrigerants that are highly flammable shall not be used in multiple dwellings.
- (2) Direct systems using refrigerants that are flammable or toxic shall not be used for air-conditioning purposes in multiple dwellings.

B. Ventilating systems.

- (1) Ventilating systems in multiple dwellings shall be installed and maintained so that the rapid spread of heat, flame or smoke through the system will be prevented and so that under conditions of use, the temperature of any combustible material adjacent thereto or in contact therewith will not exceed a safe temperature.
- (2) Stairways, passageways, exits, shafts, hoistways or attics in multiple dwellings shall not be used as plenum chambers.

- (3) Ducts in multiple dwellings shall be securely fastened in place and appropriately fire-stopped.
- (4) Ducts and other air-handling equipment in multiple dwellings shall be of noncombustible material.
- (5) Filters in multiple dwellings shall be installed and maintained so as not to constitute a fire or smoke hazard.
- (6) Ducts passing through or located within combustible construction in multiple dwellings shall be separated from such construction by a clearance of at least 1/4 inch or by a noncombustible insulating material at least 1/4 inch thick.
- (7) Air required for ventilation in multiple dwellings shall be taken from the exterior or shall be quality-controlled.
- (8) Exhaust air from a dwelling unit in multiple dwellings or a space whose contents may emit odors, fumes or vapors shall not be circulated to other occupied spaces within the building.

C. Air intake and exhaust openings.

- (1) Air intake and exhaust openings in multiple dwellings shall be installed, located and maintained so as not to constitute a hazard or nuisance and so as to prevent the possibility of fire, smoke, fumes or foreign matter being drawn into the system.
- (2) Ventilating systems in multiple dwellings shall be provided with adequate openings for incoming and outgoing air to obtain the required circulation. Intake openings shall provide air from an uncontaminated source.
- (3) Where openings for mechanical exhausts in multiple dwellings are located in spaces that also contain fuel-burning equipment, there shall be provided fixed intake openings from the exterior to supply sufficient air so that the fuel-burning equipment is not adversely affected.
- (4) Exhaust openings in multiple dwellings shall be located so that the exhaust air will not create a nuisance.

D. Ventilation requirements.

- (1) Enclosures or spaces in multiple dwellings where heat, gases, vapors or odors may accumulate and become a potential source of hazard or nuisance shall be provided with adequate means of ventilation to remove such excess.
- (2) Public spaces in multiple dwellings shall be provided with means for obtaining air supply for the maximum number of persons for which such spaces are designed.

E. Safety controls.

- (1) Manually operated controls in multiple dwellings shall be provided to stop the operation of all central fan equipment; such controls shall be conspicuously identified and in readily accessible locations outside the fan room.
- (2) Every system using recirculated air in a multiple dwelling and serving an assembly

space or more than one fire area or more than one story of a building shall be provided with controls arranged so that under abnormal rise in temperature of the air in the system, the fans causing normal circulation shall stop and require manual restart.

- (3) Every system for ventilating in a multiple dwelling and assembly space shall be provided with an emergency switch conveniently located and with a durable sign giving instructions for shutting down the system in case of fire.

§ 135-44. Fire suppression in multiple dwellings.

- A. Fire alarm systems. Required fire alarm systems for multiple dwellings shall be maintained in proper operating condition at all times.
- B. Sprinkler equipment.
 - (1) Required sprinkler equipment for multiple dwellings shall be maintained in a proper operating condition at all times. Storage of materials shall cause minimum interference to effective discharge of water.
 - (2) Valves controlling the water supply to sprinklers for multiple dwellings shall be secured in the open position.
 - (3) Sprinkler heads for multiple dwellings shall be maintained free of corrosion and paint.
- C. Standpipe systems.
 - (1) Standpipe systems in multiple dwellings shall be maintained in proper operating condition at all times.
 - (2) Gate valves at hose stations in multiple dwellings shall be maintained tight against leaks.
 - (3) Hose in multiple dwellings shall be in proper position ready for operation and shall be dry and free of deterioration.
- D. Portable extinguishers.
 - (1) Each oil burner in multiple dwellings for a boiler, furnace or central hot-water heater shall be provided with an approved hand fire extinguisher or two rounded-bottom pails filled with sand.
 - (2) Portable extinguishers in multiple dwellings required for fire protection shall be in their designated locations and in a condition which will permit efficient operation without delay.

§ 135-45. Elevators and other moving equipment in multiple dwellings.

- A. Elevators, dumbwaiters and escalators in multiple dwellings shall be maintained so as to be free from physical and fire hazards.
- B. Elevators and power-operated dumbwaiter cars in multiple dwellings shall be provided with durable signs in conspicuous locations on which the rated capacity shall be indicated.
- C. Elevator cars in multiple dwellings shall be provided with approved means for transmitting

- a signal outside the hoistway in case of an emergency.
- D. Hoistways and pits in multiple dwellings shall be maintained free of refuse.
 - E. Machine rooms in multiple dwellings shall be maintained free of oil and grease and shall not be used for storage of articles or materials unnecessary for the maintenance of the elevator or dumbwaiter. Flammable liquids shall not be kept in such rooms.
 - F. No person shall at any time make any required safety device or electrical protective device in multiple dwellings inoperative except where necessary during test, inspections or maintenance.

ARTICLE VI
Residential Property Maintenance
[Amended 3-31-2009 by L.L. No. 4-2009]

§ 135-46. (Reserved)

§ 135-47. Compliance required.

Residential premises shall be maintained in conformity with the provisions of this article so as to assure the desirable residential character of the property.

§ 135-48. Open areas.

- A. Surface and subsurface water shall be appropriately drained to protect buildings and structures and to prevent development of stagnant ponds. Gutters, culverts, catch basins, drains, inlets, stormwater sewers, approved combined storm and sanitary sewers or other satisfactory drainage systems shall be utilized where deemed necessary.
- B. Fences and other minor constructions shall be maintained in a safe and substantial condition.
- C. Steps, walks, driveways, parking spaces and similar paved areas shall be maintained so as to afford safe passage under normal use and weather conditions.
- D. Yards and courts shall be kept clean and free of physical hazards.
- E. Heavy undergrowths and accumulations of plant growth which are noxious or detrimental to health shall be eliminated.

§ 135-49. Buildings, structures and fences.

- A. Exterior wood surfaces of buildings and structures that are not inherently resistant to deterioration shall be periodically treated with a protective coating of paint or other suitable preservative.
- B. Floors, walls, ceilings, furnishings and fixtures of residential buildings shall be maintained in a clean and sanitary condition.
- C. Exterior walls, roofs and porches and any appurtenances or accessory structures of premises shall be maintained in a manner so as to prevent the collapse of the same or injury to the occupants of the aforesaid premises or any other persons on the premises.
- D. Exterior walls, roofs, fences, screening and other parts of premises shall be free from loose and unsecured objects or materials. If such objects or materials exist, they shall be removed.
- E. All graffiti or defacing of premises, including fencing and screening, shall be removed and the surface finish restored.
- F. Fences and screening must be maintained in a structurally sound condition and free of loose, broken and/or missing boards, pieces and/or sections.
- G. All pavement including driveways and sidewalks, must be maintained in a good condition, free of potholes and excessive wear.

§ 135-50. Exterior lighting. [Amended 6-26-2018 by L.L. No. 6-2018]

Any exterior lighting shall be designed to be shielded and shall be maintained so as to contain lighting to the property on which it is located and so that it shall not shine, glow, or interfere with surrounding and neighboring properties or roadways.

§ 135-51. Protection from vermin.

- A. Grounds, buildings and structures shall be maintained free of insect, vermin and rodent harborage and infestation. Methods used for exterminating insects, vermin and rodents shall conform to generally accepted practice as used in the exterminating trade.
- B. Where the potential for rodent or vermin infestation exists, windows and other openings in basements and cellars shall be appropriately screened with wire mesh or other suitable materials.

§ 135-52. Garbage and refuse; height or vegetation.

- A. Adequate sanitary facilities and methods shall be used for the collection, storage, handling and disposal of garbage and refuse.
- B. In multiple dwellings, it shall be prohibited to store or accumulate garbage or refuse in public halls and stairways.
- C. It shall be unlawful for any owner of real property within the Town or the agent of such owner and/or any person, firm or corporation occupying any real property within the Town to permit:
 - (1) Lawns, weeds, grass, brush and growth of vegetation of any kind to obtain a height in excess of eight inches.
 - (2) Garbage, litter, refuse, rubbish or rubble to accumulate thereon.

§ 135-53. Notice of violation.

The Commissioner of the Department of Planning and Development or his/her designee is hereby authorized and empowered to notify the owner and/or person in control of any property found not to be in conformance with the provisions of § 135-52 of said violation, by service of a notice of violation. Service of a copy of said notice of violation shall be served upon such owner, agent of such owner and/or any person, firm or corporation lawfully occupying or controlling said property, by personal service or by first-class and certified mail, postage paid, return receipt requested, and addressed to such person's last known address; and, if by certified mail, a copy of said notice shall be posted on the premises. If the owner of said premises does not reside in the County of Nassau, said notice mailed to such owner, addressed to his last known address, shall be sufficient service thereof.

§ 135-54. Compliance with notice; assessment of costs.

- A. The person served with a notice of violation shall be permitted five days from such service to eliminate the accumulation of garbage, litter, refuse, rubbish or rubble and/or excessive height of lawns, weeds, grass, brush or vegetation of any kind.
- B. Action upon noncompliance. Upon the failure, neglect or refusal of any owner or agent so

notified to properly cure the violation, within five days after issuance of written notice provided for in § 135-53 above, the Commissioner, or his/her designee, may direct the Department of Public Works, the Sanitation Department and/or the Department of Parks to remove and dispose of such garbage, litter, refuse, rubbish or rubble and/or to cut the lawn, weeds, grass, brush or vegetation to a height in compliance with § 135-52. [Amended 4-27-2010 by L.L. No. 2-2010; 3-15-2022 by L.L. No. 2-2022; 3-15-2022 by L.L. No. 3-2022]

- C. The Town shall be reimbursed for the cost of the work performed or the services rendered, as hereinabove provided, by assessment against the collection from the lots or parcels of land where such work was performed or services rendered for so much of the actual and complete cost as incurred upon and from each lot or lots, in the manner provided for the assessment of the cost of public improvements by Article 4, § 64, of the Town Law of the State of New York, as amended.

ARTICLE VII Enforcement

[Amended 3-12-1991 by L.L. No. 1-1991; 8-19-1997 by L.L. No. 6-1997; 3-31-2009 by L.L. No. 4-2009; 3-7-2023 by L.L. No. 4-2023]

§ 135-55. Penalties for offenses.

Pursuant to § 268 of the Town Law of the State of New York, as amended, any person who shall violate any ordinance herein or regulation thereon or fail to comply therewith or with any of the requirements thereof or who shall build or alter or use any building, structure or land in violation of any statement or plan submitted and approved thereunder shall be guilty of an offense punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. However, for the purpose of conferring jurisdiction upon courts and judicial offices, generally, violations of this chapter or of such ordinance or regulation shall be deemed misdemeanors, and, for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation. Any fine imposed under this section shall be exclusive of costs to be charged to the owner of the property under § 135-54.

§ 135-55.1. Violation of directives.

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 135-55.2. Adjudication by the Bureau of Administrative Adjudication.

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 135-55, and shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

ARTICLE VIII
Regulation of Bamboo Growth in Noncommercial Districts
[Added 10-17-2017 by L.L. No. 10-2017]

§ 135-56. Purpose and intent.

The purpose of this article is to control the damaging spread of certain invasive species of bamboo, so as to preserve and protect private and public property, protect indigenous flora and native wildlife habitat, and maintain the general welfare of the residents of the Town of Oyster Bay.

§ 135-57. Definitions.

For purposes of this article, the following terms shall have the meanings indicated:

BAMBOO — Woody grass of the subfamily Bambusoideae, tribe Bambuseae, including varieties classified as "running bamboo" and "clumping bamboo" as defined in this article.

BAMBOO OWNER — A property owner in the Town of Oyster Bay who has planted or grown or caused the planting or growing of bamboo on his property and/or has permitted or permits the growing of bamboo that has encroached onto his property after originating on and spreading from an adjoining or neighboring property.

CLUMPING BAMBOO — A plant of any species of bamboo with a pachymorph or sympodial rhizome system, in which the rhizomes tend to curve upward in close proximity to their point of origin and the lateral spread of the rhizomes tends to be limited, generally, to only a few inches or less each year. Clumping bamboo genera include: Ampelocalamus, Bambusa, Borinda, Chusquea, Dendrocalamus, Dinochloa, Drepanostachyum, Fargesia, Himalayacalamus, Otakea, Thamnocalamus, Thyrostachys, and Yushania.

RUNNING BAMBOO — A plant or any portion of a plant of any species of bamboo with a leptomorph or monopodial rhizome system, in which the rhizomes tend to grow laterally outward from their point of origin, at rates measured in multiple feet per year in many cases. By virtue of this aggressive rhizome growth pattern, running bamboo generally is viewed as being invasive and is the predominant variety of bamboo that creates a nuisance and causes damage to adjacent properties. Running bamboo genera include: Acidosasa, Arundinaria, Bashania, Brachystachyum, Chimonobambusa, Gelidocalamus, Indocalamus, Indosasa, Ochlandra, Phyllostachys, Pleioblastus, Pseudosasa, Sasa, Sasaella, Semiarundinaria, Shibataea, and Sinobambusa.

§ 135-58. Applicability.

For purposes of this article, the occurrence of bamboo growing upon a property shall constitute presumptive evidence that the growing of bamboo on the property shall have occurred with the consent and knowledge of the owner of such property, except that such property owner shall not be presumed to be a bamboo owner if the property owner did not plant or grow or cause said bamboo to be planted or grown on his property, and he shall provide the Department of Planning and Development with proof, satisfactory to the Commissioner of Planning and Development, that within a reasonable period of time after he first learned of the encroachment of bamboo onto his property from an adjoining or neighboring property, he advised the owner of such adjoining or neighboring property of his objection to the encroachment of bamboo onto his property and/or initiated steps for the removal of the bamboo from his property.

§ 135-59. Running bamboo prohibited.

It shall be unlawful to plant, replant, transplant, install, reinstall, discard or dump running bamboo on any property in the Town of Oyster Bay subsequent to the effective date of this article.

§ 135-60. Regulations.

- A. Any running bamboo that is present on a property in the Town of Oyster Bay on the effective date of this article shall be allowed to remain on such property, provided that the following conditions are complied with:
 - (1) The root and rhizome system of such bamboo is entirely contained within an above-ground-level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root and rhizome system beyond the container in which it is planted; or
 - (2) The root and rhizome system of such bamboo is contained within a barrier, constructed in accordance with the following specifications, and only after a permit is issued by the Department of Planning and Development:
 - (a) The barrier itself shall be composed of high-density polypropylene or polyethylene, 40 mil or heavier;
 - (b) Each portion or sheet of the barrier shall be secured or joined together by the use of stainless steel clamps or stainless steel closure strips designed for such barriers;
 - (c) The barrier shall be installed not less than 30 inches deep;
 - (d) The barrier shall be circular or oblong shaped;
 - (e) Not less than three inches of the barrier shall protrude above ground level around the entire perimeter of the barrier; and
 - (f) When installed, the barrier shall slant outward from the bottom to the top.
 - (3) Whether planted or growing in a container [under Subsection A(1) above] or contained within a barrier [under Subsection A(2) above], any and all running bamboo that is allowed to remain in place on any property in the Town of Oyster Bay pursuant to this section shall be located, trimmed, and maintained so that no part of such bamboo (including stalks, branches, stems, leaves, roots, and/or rhizomes) shall be located nearer than 10 feet from any property line.
- B. In the event that bamboo is found to have invaded, spread or encroached onto any adjoining or neighboring property or right-of-way, such bamboo shall be presumed to be classified as running bamboo. This presumption shall be rebuttable.
- C. Any person who grows running bamboo or allows running bamboo to grow within the Town of Oyster Bay after the effective date of this article, except as under the conditions set forth in Subsection A above, shall be deemed to be in violation of this article, and shall be subject to such penalties as are set forth hereunder.
- D. Any running bamboo existing on a property in the Town of Oyster Bay prior to the effective

date of this article may not be replanted or replaced in-kind, or replaced with any other species of running bamboo, once such bamboo is or has become, for any reason, dead, destroyed, uprooted or otherwise removed.

- E. The growing, planting, replanting, transplanting, installation, and reinstallation of clumping bamboo shall be allowed in the Town of Oyster Bay, provided that the following conditions are complied with:
- (1) A permit for such bamboo is issued by the Department of Planning and Development;
 - (2) Such bamboo shall be located, trimmed, and maintained so that no part of the plant (including stalks, branches, stems, leaves, roots, and/or rhizomes) shall be located nearer than 10 feet from any property line;
 - (3) In the event that the growing or planting of clumping bamboo results in encroachment of such bamboo onto an adjoining or neighboring property or right-of-way, in addition to requiring the removal by the bamboo owner of all such bamboo that encroaches onto said adjoining or neighboring property or right-of-way in accordance with § 135-60G and § 135-61 herein, the Commissioner of the Department of Planning and Development shall have the authority to direct and require that the bamboo owner undertake appropriate measures to prevent the future encroachment of bamboo across the property line, including, but not limited to, the installation of a barrier as specified in § 135-60A(2) herein.
- F. Clumping bamboo planted in a portable container or portable containers shall be exempted from the permitting provisions of § 135-60E(1) herein. A portable container for the purposes of this provision shall be defined as an above-ground-level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root and rhizome system beyond the container in which it is planted.
- G. Each bamboo owner shall be responsible to ensure that the bamboo planted or growing on his property does not at any time encroach or grow upon any adjoining or neighboring property or properties, including all public property and rights-of-way held by the Town of Oyster Bay, and shall be required to take such measures as are reasonably expected to prevent such bamboo from invading or growing onto adjoining or neighboring properties. Such measures shall include, but not be limited to, installation of sheathing composed of metal or other material impenetrable by bamboo at a sufficient depth within the property line or lines where the bamboo is planted or is growing to prevent the growth or encroachment upon adjoining or neighboring property by said bamboo, as set forth in § 135-60A(2) herein. The Commissioner of the Department of Planning and Development may from time to time prescribe such rules and regulations as may be necessary to give effect to this article.
- H. Removal of bamboo encroaching onto property other than Town of Oyster Bay property:
- (1) In the event that bamboo growing on a bamboo owner's property invades, spreads or encroaches from his property onto an adjoining or neighboring property, other than property that is owned or held on behalf of the Town of Oyster Bay, and the adjoining or neighboring property owner notifies the Town of such encroachment of bamboo onto his property, the Town shall then notify the bamboo owner that the bamboo which said bamboo owner had planted or caused to be planted or had grown or permitted to grow on his property has encroached onto the adjoining or neighboring

property, and that the bamboo owner is responsible, at his sole cost, for the removal of such bamboo from the adjoining or neighboring property. This notice shall be sent to the bamboo owner in the manner specified in § 135-53.

- (2) The failure of the bamboo owner, or the bamboo owner's contractor or agent, to remove all bamboo on the adjoining or neighboring property that has encroached thereon from the bamboo owner's property within 30 days from the date the Town first deposited the notice as provided in Subsection H(1) above shall be a violation of this article.

§ 135-61. Removal of bamboo encroaching onto Town property.

- A. In the event that bamboo growing on a bamboo owner's property invades, spreads, or encroaches onto an adjoining or neighboring property or right-of-way that is owned or held on behalf of the Town of Oyster Bay, the Town shall notify the bamboo owner that the bamboo said bamboo owner had planted or caused to be planted or had grown or permitted to grow on his property has invaded Town property, and that the bamboo owner, at his sole cost, is responsible for the removal of such bamboo from the Town property. This notice shall be sent to the bamboo owner in the manner specified in § 135-53.
- B. In the event that the bamboo owner, or the bamboo owner's contractor or agent, does not remove said bamboo from the Town property, or does not make an arrangement with the Town for removal of such bamboo within 30 days from the date the Town first deposited the notice as provided in § 135-61A above with the United States Postal Service, then the Town, at its discretion, may remove or arrange for the removal of such bamboo from the Town property. The bamboo owner shall be liable and responsible to the Town for the Town's costs in removing the bamboo from the Town property. In the event that the costs remain unpaid more than 30 days after demand for payment has been made by the Town on the bamboo owner, such costs may be assessed against the property of the bamboo owner in accordance with § 135-54C.
- C. In the event that the Town is compelled to undertake the removal or to contract for the removal of bamboo, as provided for in § 135-61B above, neither the Town nor its employees shall have any liability for damages or other claims to the bamboo owner by reason of the removal of such bamboo. In the event such removal entails or causes damages to the flora or other property of a person other than the property of the bamboo owner, the bamboo owner in violation of this article shall be responsible for such damages.

§ 135-62. Permits.

- A. Applications for permits pursuant to this article shall be of a content and format as determined by the Commissioner of Planning and Development.
- B. Fees for permits issued pursuant to this article shall be in accordance with a fee schedule established by the Commissioner of the Department of Planning and Development.

§ 135-63. Notification.

Within 30 days after the effective date of this article, the Town shall give notice by reasonable means to all property owners in the Town advising them of the enactment of this article and requesting that each property owner who would be deemed a bamboo owner hereunder as of the

effective date of this article notify the Town in writing no later than 60 days after the date of the aforementioned notice from the Town that bamboo is present on the property of such property owner and such other information as may be requested in the notice from the Town.

§ 135-64. Violations and penalties.

- A. Violations. Any bamboo owner who violates any of the provisions of this article shall be guilty of a violation thereof. Each and every week that a violation of this article shall exist shall constitute a separate additional violation of this article.
- B. Penalties.
 - (1) A violation of any provision of this article shall be subject to a fine not exceeding \$350 for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000. However, for the purpose of conferring jurisdiction upon courts and judicial offices, generally, violations of this article or of such ordinance or regulation shall be deemed violations, and, for such purpose only, all provisions of law relating to violations shall apply to such violations. Each week's continued violation shall constitute a separate additional violation. Any fine imposed under this section shall be exclusive of costs to be charged to the owner of the property under § 135-54.
 - (2) The Town may also pursue civil or injunctive relief irrespective of any determination to prosecute for a violation of this article.

§ 135-64.1. Violation of directives.

In addition to and notwithstanding any other remedy for an offense against this article, any bamboo owner violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this article, shall be guilty of a violation punishable by a fine not exceeding \$900.

Chapter 139

JUNK AND JUNK DEALERS

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay as Ch. 14 of the 1971 Code. Section 139-5 amended and § 139-12 added at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Zoning — See Ch. 246.

Secondhand dealers — See Ch. 192.

§ 139-1. License required.

No person shall engage in or conduct business as a dealer in or collector of junk, metals or secondhand materials, or in the business commonly known as the "junk business," or in the collection, purchase, storage, sale or disposal of junk, metals or secondhand materials in the town, without first having obtained a license therefor as provided in this chapter.

§ 139-2. Issuance, revocation or suspension of license.

The issuance, suspension or revocation of a license required by this chapter shall be in accordance with the provisions of Chapter 147, Licenses and Permits.

§ 139-3. Application for license.

The application for a license required by this chapter shall contain such information and be accompanied by such documents as the Town Board may prescribe.

§ 139-4. Persons ineligible for license.

No license required by this chapter shall be granted to any person who has been convicted of a felony or misdemeanor or who is not a fit and desirable person and capable of properly conducting the business for which the license is required.

§ 139-5. Fees.⁴¹

The annual fee for a license required by this chapter is hereby fixed in the sum of \$50, and for license plates, the additional sum of \$2 each.

§ 139-6. Issuance of license and plates.

If the applicant for a license required by this chapter possesses the required qualifications, the Town Clerk shall, upon payment by the applicant of the license fee prescribed in this chapter, issue a license to the applicant, and with the license, a license plate for each vehicle or

41. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

conveyance to be used by the licensee in connection with the business.

§ 139-7. Description of vehicles.

A description of each vehicle or conveyance shall be filed with the Town Clerk at the time of the issuance of the license plate therefor.

§ 139-8. Display of license.

A license issued pursuant to this chapter shall be placed and at all times displayed in a conspicuous place at the licensee's place of business, and a license plate issued pursuant to this chapter shall be at all times securely fastened and displayed in a conspicuous place upon the vehicle or conveyance for which it is issued.

§ 139-9. Compliance with other regulations.

Each license issued pursuant to this chapter shall be issued subject to compliance by the licensee with all the requirements of Article 6 of the General Business Law, §§ 165.40 through 165.65 of the Penal Law and all other statutes now existing or which may hereafter be enacted affecting such business or the conduct thereof; the license shall be subject, also, to compliance by the licensee with all rules, regulations or orders now existing or which may hereafter be made by the town respecting such business or the conduct thereof.

§ 139-10. Term of license; nontransferability.

A license issued pursuant to this chapter shall be effective from the date of its issuance until the last day of June next succeeding, unless sooner revoked, and shall not be transferable.

§ 139-11. Additional rules and regulations.

A. Each licensee under this chapter shall comply with the following requirements:

- (1) No licensee shall collect or purchase any junk, metal or secondhand materials or articles of any kind from any person who is actually or apparently under the age of 21 years.
- (2) Each licensee shall keep a book record of each article of junk, metal or secondhand materials purchased or collected by him, showing the time and place of collection or purchase and the name and address of the person from whom the articles were collected or purchased; and the licensee shall not dispose of any such article purchased or collected until the expiration of five days from the date of the purchase or collection.
- (3) A licensee shall not collect or purchase junk, metals or secondhand materials from any person between the hours of 7:00 p.m. and 7:00 a.m.
- (4) Each licensee shall permit his place of business, his record books and his vehicles or conveyance to be examined or inspected at any time by the police or by any representative of the Town Board.

B. Acceptance of a license issued pursuant to this chapter shall constitute an agreement by the licensee to comply with all requirements, orders, rules, regulations and statutes.

§ 139-12. Penalties of offenses. [Added 3-12-1991 by L.L. No. 1-1991; amended 3-7-2023 by L.L. No. 4-2023]

Offenses against this chapter are punishable by a fine of not more than \$250 or by imprisonment for not more than 15 days, or both. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter is likewise subject to a monetary penalty within the range of fines authorized in this section.

Chapter 143

LANDMARKS PRESERVATION

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 11-19-1974 (Ch. 23 of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Zoning — See Ch. 246.

Taxation — See Ch. 209.

ARTICLE I
General Provisions

§ 143-1. Findings; declaration of purpose.

- A. The Town Board of the Town of Oyster Bay hereby finds that:
- (1) There exists in the Town of Oyster Bay places, sites, structures and buildings of special historic significance or which, by reason of famous events, the antiquity or uniqueness of architectural construction and design, are of particular significance to the heritage of our town.
 - (2) The conservation, protection and preservation of such places, sites, structures and buildings is a public necessity in harmony with the Comprehensive Town Plan and will promote the public health, safety and general welfare.
- B. Now, therefore, the Town Board hereby declares that the purpose of this chapter is to accomplish the conservation, protection and preservation of such places, sites, structures and buildings.

§ 143-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ALTERATION — Any act or process which changes one or more of the exterior architectural features of a structure designated as a landmark or any structure or building in an historic district.

BUILDING — A structure wholly or partially enclosed within exterior walls or within exterior or party walls and a roof, affording shelter to persons, animals or property.

EXTERIOR ARCHITECTURAL FEATURES — The architectural style, design, general arrangement and components of all of the outer surfaces of any building or structure, including but not limited to the kind, color and texture of the building material and the type and style of all windows, doors, lights, signs and other fixtures appurtenant to said building or structure.

HISTORIC DISTRICT — Any area which contains places, sites, structures or buildings which have a special character and ambiance or historical value or aesthetic interest and which represent one or more periods or styles of architecture of an era of history and which cause such area to constitute a distinct section of the town.

LANDMARK — Any place, structure or building of historical value or aesthetic interest by reason of its antiquity or uniqueness of architectural design or as part of the development, heritage or cultural characteristics of the town, county, state or nation.

LANDMARK AND HISTORIC DISTRICT MAP — A map to be prepared and maintained by the Division of Building identifying the location of all landmarks, landmark sites and historic districts.

LANDMARK SITE — A parcel or part thereof on which is situated a landmark, and any abutting parcel or part thereof constituting part of the premises on which the landmark is situated.

STRUCTURES — Any assembly of materials forming a construction framed of component structural parts for occupancy or use, including buildings.

STYLES OF ARCHITECTURE — Style recognized by one of the following organizations:

- A. The National Register of Historic Places.
- B. The Historic American Building Survey.
- C. The Historic American Engineering Record, United States Department of the Interior, National Park Service.
- D. The Division for Historic Preservation, New York State Office of Parks and Recreation.
- E. The Nassau County Museum.
- F. The National Trust for Historic Preservation.
- G. The Society of Architectural Historians.

ARTICLE II
Landmarks Preservation Commission

§ 143-3. Creation; organization.

- A. There is hereby created a Landmarks Preservation Commission which shall consist of seven members, of which six shall be appointed by the Town Board and one shall be the Commissioner of the Department of Planning and Development or his designee. **[Amended 1-17-1978]**
- B. Among the membership there shall be:
 - (1) One member of the American Institute of Architects.
 - (2) One architectural historian.
 - (3) The Commissioner of the Department of Planning and Development or his designee.
 - (4) One member of the New York State bar.
 - (5) Three residents of the Town of Oyster Bay.
- C. Six members are to be appointed for terms of three years, provided that of those members first taking office, two shall be appointed for one year, two for two years and two for three years. Members may serve more than one term, and each member shall serve until the appointment of a successor. The Commissioner of the Department of Planning and Development or his designee shall be permanent. **[Amended 1-17-1978]**
- D. In the event of a vacancy occurring during the term of a member of the Landmarks Preservation Commission, the Town Board shall make an appointment to complete the unexpired term of such member, and where such member is required to have specified qualifications, such vacancy shall be filled by appointment in the manner herein prescribed with a person having the same qualifications.
- E. The six members of the Commission shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties in consequence of Town Board appropriation for such purposes. **[Amended 1-17-1978]**

§ 143-4. Powers and duties.

- A. The Landmarks Preservation Commission shall have the powers and duties granted by the Articles of this chapter.
- B. In addition, the Landmarks Preservation Commission shall have the power to retain consultants, including but not limited to technical experts, engineers, architects and historians, to advise in the preparation of any plans or projects or to render assistance and advice in connection with any project to fulfill the duties of the Landmarks Preservation Commission. Any contract to retain such consultants which involves the expenditure of town funds shall be subject to the approval of the Town Board.

§ 143-5. Officers.

The Supervisor of the town shall designate one of the members of the Landmarks Preservation

Commission, but not the Commissioner of the Department of Planning and Development, to serve as Chairman for a period of three years. The Commissioner of the Department of Planning and Development shall serve as Executive Secretary of the Landmarks Preservation Commission. The Commission may elect a Vice Chairman from the remaining five members of the Landmarks Preservation Commission.

§ 143-6. Quorum.

At least five members of the Landmarks Preservation Commission shall constitute a quorum for the transaction of its business or the performance of its functions, and the concurring vote of four members of the Landmarks Preservation Commission shall be necessary for the adoption of any recommendations, motions or other acts of the Landmarks Preservation Commission.

ARTICLE III
Designation of Landmarks

§ 143-7. Procedure. [Amended 9-23-1975]

- A. Any person may request the designation of a landmark, landmark site or historic district by submitting to the Landmarks Preservation Commission an application for such designation on a form furnished by the Landmarks Preservation Commission. The Landmarks Preservation Commission, in addition, may, on its own motion, initiate proceedings for the designation of a landmark, landmark site or historic district. In reaching a decision the Landmarks Preservation Commission shall consider the special character, ambiance, historical significance, aesthetic value and uniqueness of architectural design of the proposed landmark, landmark site or historic district wherever applicable.
- B. In the event the Landmarks Preservation Commission decides to entertain an application for designation, notice that such application is being entertained shall be given by the Commission, by certified mail, return receipt requested, to the owner or owners of the parcel on which the proposed landmark sites or historic district is situated. Notice shall also be given by certified mail, return receipt requested, to the owners of all property located within 300 feet of the exterior boundary lines of the subject parcel. Said owner or owners shall have the right to confer with the Landmarks Preservation Commission prior to final action by the said Commission on the application.
- C. The Landmarks Preservation Commission shall either approve or disapprove an application within 30 days after the receipt of the application or initiation of the proceeding by the Preservation Commission. The approval may limit itself to the proposed historic district, landmark or landmark site as described in the application or may include modifications thereof. In the event that no decision is rendered by the Commission within the prescribed 30 days, the application shall be deemed disapproved.
- D. If the Landmarks Preservation Commission disapproves an application, the proceedings with regard to the proposed historic district, landmark or landmark site shall terminate unless the Town Board calls a public hearing within 90 days of the date of the disapproval pursuant to Subsection E of this section. No application shall be renewed for a period of one year from the date of initial filing. An approved or disapproved application shall immediately be filed with the Town Board, and notice of such approval or disapproval shall be mailed by the Town Clerk to the owners and residents of the subject property by certified mail, return receipt requested. If the Landmarks Preservation Commission approves an application, the Town Board shall call a public hearing within 90 days of the date of the approval pursuant to Subsection E of this section.
- E. A public hearing called by the Town Board to review an application either approved or disapproved by the Landmarks Preservation Commission shall be advertised in a newspaper of general circulation in the town at least 14 days prior to such hearing, and notice thereof shall be served by certified mail, return receipt requested, postmarked at least 14 days prior to the date of the public hearing, upon the owner or owners of the proposed landmark or landmark site or the owners of the properties within the proposed historic district as shown by the tax rolls of the town and to every property owner and resident within 300 feet of the exterior boundary lines of the subject place, site, structure or historic district. No place, structure or building shall be designated as a landmark or landmark site and no area shall be designated as a historic district except pursuant to a public hearing

duly advertised as herein provided.

- F. When the Town Board approves or denies an application, the Division of Building, the Landmarks Preservation Commission and the owner or owners of the subject property and the residents thereof shall be notified by the Town Clerk by certified mail, return receipt requested. If the Town Board approves an application, the Town Clerk shall also notify the Town Comptroller.

§ 143-8. Building permits.

- A. Upon receipt of notice that the Landmarks Preservation Commission is considering a place, site, structure or building for designation as a landmark or landmark site or as part of an historic district, the Division of Building of the Department of Planning and Development shall not issue any permit for the demolition, alteration or improvement of said place, site, structure or building for a period of 120 days unless prior to the expiration of said period there is a final determination by the Town Board that said place, site, structure or building has not qualified as a landmark or landmark site or as part of an historic district. If within said period the Town Board designated the property in question as a landmark or landmark site or as part of an historic district, no building permit shall be issued except pursuant to § 143-11 of this chapter.
- B. Upon notification that the Town Board has designated a landmark, a landmark site or historic district, the Division of Building shall immediately cause such property to be so designated on the Landmark and Historic District Map.

**ARTICLE IV
Tax Abatement**

§ 143-9. Reimbursement of certain taxes.

- A. After a place, site, structure or building has been duly designated by the Town Board as a landmark or landmark site or within an historic district, the owner(s) of said landmark or landmark site or the owner of property in an historic district shall be eligible for reimbursement of the following taxes:
 - (1) The general Town tax.
 - (2) The building, zoning and Memorial Day assistance tax.
 - (3) The highway tax.
- B. The owner(s) of a landmark or landmark site or the owner of property in an historic district shall be reimbursed for the proper and timely payment of only those taxes accrued after the date of formal designation of the landmark or landmark site.

§ 143-10. Procedure.

- A. The Comptroller of the Town of Oyster Bay shall reimburse the owner(s) of a designated landmark or landmark site for paid taxes pursuant to § 143-9 of this Article within 90 days after the funds from said taxes become available to him for purposes of this Article.
- B. The Comptroller shall have the authority to adopt such procedures as are reasonably necessary for the proper reimbursement of said taxes.

ARTICLE V
Regulations

§ 143-11. Construction, alteration, removal or demolition of landmarks. [Amended 4-29-2003 by L.L. No. 3-2003]

- A. No structure, site, place or building designated as a landmark or landmark site appearing on the Landmark and Historic District Map and the Official Zoning Map of the area in which the landmark or landmark site is located nor any place, site, structure, building or property located wholly or partly within the boundaries of the historic district shall be constructed, altered, repaired, subdivided, moved or demolished except in compliance with the requirements set forth in this article.
- B. The Landmarks Preservation Commission shall review all plans for the moving, exterior construction, alteration or repair, subdivision, landscaping or demolition of places, sites, structures or buildings wholly or partly within the boundaries of the historic district.
 - (1) It shall be the duty of the Landmarks Preservation Commission to review such plans before a building permit for the proposed activity is granted by the Division of Building and before any subdivision plat is approved by the Nassau County Planning Commission.
 - (2) The Landmarks Preservation Commission shall only review plans relating to the exterior features of a structure or building as are visible from the public way and shall have no jurisdiction to consider interior walls, arrangements or structures.
 - (3) In reviewing plans and plats, the Landmarks Preservation Commission shall give consideration to:
 - (a) The historical and architectural value and significance of the building or structure and its relationship to the historic and architectural value of the site and surrounding area.
 - (b) The general appropriateness of proposed exterior design, colors, arrangement, texture and materials.
 - (c) Any other factors relating to aesthetic considerations which the Landmarks Preservation Commission deems pertinent to the benefit to the Town and to the historic significance of the structure or building and surrounding area.
 - (d) The potential visual impact of any proposed new building(s) or building lot(s) upon the historic site or structure.
- C. Alterations, repairs and additions to buildings or structures located wholly or partly within the boundaries of the historic district or which are designated as landmarks shall be made consistent with the materials and styles of the particular architectural period of which said building or structure is characteristic.
- D. New construction shall be consistent with the architectural styles of historic value in the historic district. However, the Landmarks Preservation Commission may approve the construction of buildings or structures which have a dissimilar architectural style to that of the historic district if said Commission deems it proper that the new construction will be in the best interests of the historic district.

E. Moving of buildings or structures designated as landmarks or located wholly or partly within the boundaries of the historical district may be allowed as an alternative to demolition.

F. Procedure for the review of plans and plats:

- (1) Applications for subdivision approval or for a building permit to construct, alter, repair, move or demolish any place, site, structure or building designated as a landmark or any place, site, structure or building within or on the boundaries of the historic district shall be made to the Division of Building pursuant to the Building Code, Chapter 93 of the Town Code, except as provided hereafter. The application shall state the property is a landmark and/or is located within or on the boundaries of the historic district. Plans shall be submitted showing the structure or building in question and also giving its relation to adjacent structures or buildings and the construction, alteration, repair, moving or demolition sought to be accomplished.
- (2) The Division of Building shall transmit the application and the plans to the Landmarks Preservation Commission.
- (3) The Landmarks Preservation Commission shall then review the plans according to the provisions of this chapter. In reviewing the plans, the Landmarks Preservation Commission may confer with the applicant or his authorized representative concerning the building permit.
- (4) Notwithstanding any other provisions of the chapter, if the applicant establishes to the satisfaction of the Commission that there is unnecessary hardship in the strict application of the provisions of this article:
 - (a) The land or improvement in question cannot yield a reasonable return if the proposed construction, removal, alteration or demolition is not permitted; or
 - (b) The hardship of the applicant is due to unique circumstances and the proposed alteration, construction, removal or demolition will not alter the essential character of the area and the hardship is the result of the application of the chapter and is not the result of any act or omission by the applicant.
- (5) The Landmarks Preservation Commission shall approve, modify and approve or disapprove such plans within 60 days after receiving the application and said plans and shall transmit a record of its proceedings and findings to the Superintendent of the Division of Building and the applicant. If the Commission fails to act within 60 days of receipt of the application, the application shall be deemed to have been approved.
- (6) The Superintendent of the Division of Building shall not grant a building permit until such time as an application has been approved by the Landmarks Preservation Commission or 60 days have elapsed from the date the application is received by the Commission.
- (7) In the case of an application for subdivision approval, the Commission shall report its recommendations to the Nassau County Planning Commission within 30 days or such other time-frame as may be authorized by the county.

G. Nothing in this article shall be construed to prevent ordinary maintenance or repair, with

like materials of similar quality and color, of any place, site, structure or building designated as a landmark or landmark site or any property located wholly or partly within the boundaries of an historic district.

- H. This chapter shall not apply in any case where the Division of Building or any authorized Town enforcement agency orders or directs the construction, removal, alteration or demolition of any improvement on a landmark site or in an historic district for the purpose of remedying conditions determined to be unsafe or dangerous to the life, health or property of any person.

§ 143-11.1. Maintenance standards for landmarks. [Added 4-29-2003 by L.L. No. 3-2003]

- A. Every owner or other person in charge of a structure, site, place or building designated as a landmark, or landmark site, or any structure, site place or building within an historic district as shown on the Landmark and Historic District Map, shall keep in good repair all of the exterior portions thereof which, if not so maintained, may cause or tend to cause the exterior portions of such improvements to deteriorate, decay or become damaged or otherwise to fall into a state of disrepair.
- B. The following shall be the standards of good repair for landmarks:
- (1) Landmark buildings shall be properly secured (including fire, smoke and/or entry alarms where necessary) from casualty, vandalism, malicious mischief and other unauthorized use.
 - (2) Attached parts shall be affixed so they will not fall and injure members of the public or property.
 - (3) Foundations shall be adequate and sound.
 - (4) Flooring or floor supports shall be of sufficient size or carry imposed loads with safety.
 - (5) Members of walls, partitions or other vertical supports shall be sound and upright so that they are not split and do not lean, list or buckle.
 - (6) Members of walls, partitions or other vertical supports shall be of sufficient size to carry imposed loads with safety.
 - (7) Members of ceilings, roofs, ceiling and roof supports or other horizontal members shall be sound and stabilized so they do not sag or buckle and are not split.
 - (8) Members of ceilings, roofs, ceiling and roof supports or other horizontal members shall be of sufficient size to carry imposed loads with safety.
 - (9) Fireplaces or chimneys must be maintained so as not to settle, list or bulge.
 - (10) Fireplaces or chimneys are of sufficient size or strength or carry imposed loads with safety.
 - (11) Plaster is not cracked or loose.
 - (12) Exterior walls, roofs, foundations or floors, including windows or doors, shall be effectively waterproofed.

- (13) Effective weather protection shall be provided for exterior wall coverings, including paint or other protective covering.
- (14) Improvements shall be structurally sound and properly watertight so that interior portions are secure from the elements.
- (15) Improvements shall have sufficient heat source and temperature controls so as to protect the premises (including plumbing, etc.) from excessive deterioration or actual damage due to freezing.
- (16) The Commission may require such other maintenance and repair work as it may determine necessary to conform to the Secretary of the Interior's standards for maintenance and repair.

C. Administration and enforcement.

- (1) Where it is alleged that a landmark structure, site, place or building or any place, site, structure or building within the boundaries of an historic district is not being maintained in good repair, the Landmarks Preservation Commission, following a public hearing, shall determine what improvements, betterments, replacements or repairs are required to correct said deficiency. Notice of such hearing shall be advertised in a newspaper of general circulation in the Town at least 14 days prior to such hearing. Notice thereof shall also be served by certified mail, return receipt requested, postmarked at least 14 days prior to the date of the public hearing, upon the owner or owners of the subject property.
- (2) If, upon written notice of the Landmarks Preservation Commission's decision, the owner or other person in charge of the subject property does not commence corrective action and complete the same within the time-frame as set forth by the Commission in its decision, then subsequent enforcement shall be the same as if there had been noncompliance with a notice of violation or summons issued by the Division of Building. In addition, all tax abatement for which such property may be eligible pursuant to § 143-9 of this chapter shall cease upon the date of issuance of any such notice of violation or summons by the Division of Building.
- (3) Notice to the owner or other person in charge of the subject property shall be sufficiently given upon the date that a copy is mailed to the person at the address shown upon the Town real estate assessment rolls for the premises or prominently posted on the main entry door of the building or structure, whichever occurs first.

§ 143-12. Identification of landmarks.

The Commissioner of Planning and Development shall be responsible for appropriate public identification of areas designated as landmarks, landmark sites and historic districts on the Landmark and Historic District Map. The Landmarks Preservation Commission must approve the size, style, color, typography, material of construction and wording of all privately owned signs identifying landmarks, landmark sites and properties within historic districts, prior to installation, consistent with the provisions of § 143-11.

**ARTICLE VI
Enforcement**

§ 143-13. Penalties for offenses. [Amended 4-29-2003 by L.L. No. 3-2003; 3-7-2023 by L.L. No. 4-2023]

- A. A violation of this chapter is hereby declared to be an offense, punishable by a fine not to exceed \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense committed within a period of five years, the punishment shall be a fine of not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense committed within a period of five years, the punishment shall be a fine of not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. Violations of this chapter shall be deemed misdemeanors and, for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.
- B. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, and shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

Chapter 145**LANDSCAPING**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 7-8-1997 by L.L. No.

5-1997. Amendments noted where applicable.]

§ 145-1. License required.

Except as provided herein, all persons, companies or corporations (collectively referred to as "landscaper") who perform landscaping functions in the Town of Oyster Bay shall be licensed in accordance with this chapter. Landscaping functions may be performed without a license by the owner or occupant of the property on which the work is performed or by the agent or employee of such owner or occupant, provided that such agent or employee does not service more than two parties in the Town of Oyster Bay and has no other employees.

§ 145-2. Activities regulated.

For the purpose of this chapter, landscaping functions shall include but are not limited to the cultivation, fertilization, seeding, planting, cutting, trimming, pruning, maintenance of grass, shrubs, plants, trees or other foliage.

§ 145-3. Work performed without license prohibited; responsibility for license.

No landscaper shall perform any landscaping functions within the Town of Oyster Bay without first obtaining a license to do so from the Town Clerk. The first due date for a town permit is March 1, 1998. All landscaping work by an unlicensed landscaper is prohibited. No property owner or occupant shall permit any unlicensed landscaper to perform any landscaping function on his/her property. Licenses shall be obtained by the proprietor of the landscape business or by a corporate officer.

§ 145-4. Application procedure.

Any landscaper desiring a license by this chapter shall make application on forms prescribed by the Town Clerk of the Town of Oyster Bay or his or her designee.

§ 145-5. Fees.

Each applicant for a license shall pay a fee of \$25 as a nonrefundable filing fee with the application. Fifty dollars shall be paid by the applicant to the Town Clerk or his or her designee upon issuance of the license.

§ 145-6. Expiration of license; renewal.

All licenses issued pursuant to this chapter shall expire on the last day of February in the following year in which they have been issued. Licenses shall be renewed upon payment of an annual fee of \$50 on or after the first day of February of the year to be licensed. If the licensee fails to make proper timely application for renewal, he/she shall be required to reapply and pay the additional license fee as set forth in the preceding section in the amount of \$25 as a nonrefundable filing fee with the application and \$50 paid upon the issuance of the license.

§ 145-7. Identification decals.

Each applicant shall fix to and display on the driver's door of each vehicle and on the left rear bumper of any trailer regularly used in the course of its business an identification decal issued by the Town of Oyster Bay.

§ 145-8. Regulations.

The following rules and regulations shall apply as of the effective date of this chapter:

- A. No landscaper shall perform landscaping work on Sunday.
- B. Landscaping work may be performed by landscapers only during the hours of 8:00 a.m. through 7:30 p.m. Monday through Friday, 9:00 a.m. through 7:00 p.m. on Saturdays.
- C. Any landscaper desiring a license pursuant to this chapter shall make application on forms prescribed by the Town Clerk of the Town of Oyster Bay or his or her designee as provided herein.
- D. No landscaper shall scatter, nor in using any mechanical or electrical blower, cause to be scattered any garbage, refuse or cuttings, leaves or other waste materials on any public highway or public property without removing and/or cleaning the same immediately.
- E. No one shall spill or dump oil, gasoline or other petroleum products or any pesticides on the public highway or right-of-way or on the ground. No equipment shall be filled or refilled except over a drop cloth or other device designed to catch and retain any accidental spillage.

§ 145-9. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Each and every violation of any provision of this chapter or of any of the rules and regulations promulgated hereunder shall be punishable by a mandatory minimum fine of not less than \$100 and/or imprisonment for a period not to exceed 15 days, for each and every separate offense relating to a violation of this chapter. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

§ 145-10. Revocation and suspension of license. [Amended 3-7-2023 by L.L. No. 4-2023]

In addition to the penalties set forth in § 145-9 of this chapter, the Town may revoke or suspend any license issued pursuant to this chapter after notice to the licensee.

§ 145-11. License to be in possession of person performing work.

The license issued pursuant to this chapter or a photocopy signed by the licensee shall be at all times in the actual possession of the person performing the work at the site.

Chapter 147**LICENSES AND PERMITS**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 15 of the 1971

Code. Amendments noted where applicable.]**GENERAL REFERENCES****Electrical licenses — See Ch. 107.****Places of public assembly — See Ch. 183.****Oil storage and handling — See Ch. 164.****Shellfishing — See Ch. 196.****Peddling and soliciting — See Ch. 173.****Towing — See Ch. 221.****Plumbing — See Ch. 180.****Vehicles for hire — See Ch. 236.****§ 147-1. Legislative findings.**

It is hereby declared and found by the Town Board that various provisions of this Code and other ordinances of the town require that licenses or permits be issued for various occupations and business activities. It is further declared and found that the procedure for the issuance and revocation of such licenses or permits should be as uniform as possible in order to promote the conduct and administration of businesses in the town.

§ 147-2. Scope.

Except as otherwise expressly provided by this Code or other ordinances of the town which requires a license or permit, this chapter shall govern the procedure for the issuance, suspension and revocation of licenses which are required by the various provisions of this Code or other ordinances of the town. In the event of a conflict between the provisions of this chapter and another provision of this Code or other ordinances of the town which expressly requires a license or permit to be issued, the provisions of this Code or other ordinances shall prevail.

§ 147-3. Clerk to be license commissioner.

The Town Clerk is hereby designated license commissioner of the town, with the authority to make such rules and regulations and to conduct investigations and hearings in relation to the issuance, amendment, termination, cancellation, revocation and suspension of licenses or permits required by the provisions of this Code or other ordinances of the town, except for those licenses or permits required by the provisions of this Code or other ordinances of the town to be issued by another department, division or agency.

§ 147-4. Authority to issue or deny.

The license commissioner shall have the authority, without a hearing, to issue or deny an application for a license or permit sought to be issued in conformance with this chapter.

§ 147-5. Applications.

Applications for licenses or permits to be issued by the license commissioner pursuant to this chapter shall contain the information specified by the provisions of this Code or other ordinance requiring the license or permit, or as the Town Board may prescribe, and shall be in the form prescribed by the provisions of this Code or other ordinance requiring the license or permit. In the event that the provisions of this Code or other ordinance requiring the license or permit prescribes that documents accompany the license or permit application, such documents shall be

submitted with the application for the license or permit.

§ 147-6. Fees.

The fees for licenses or permits to be issued in conformance with this chapter shall be in the amount prescribed by the provisions of this Code or other ordinance requiring the license or permit.

§ 147-7. Grounds for denial.

- A. The license commissioner may deny a license or permit sought to be issued pursuant to this chapter if he shall find that the requirements governing the issuance of the license or permit, as prescribed either by this chapter or the provisions of this Code or other ordinance requiring the license or permit, or that the rules and regulations governing the issuance of the license or permit have not been sufficiently complied with by the applicant therefor.
- B. In addition to the provisions of Subsection A, the license commissioner may deny a license or permit sought to be issued for the following reasons:
 - (1) If the applicant or, if the applicant is a firm or corporation, any of its members or officers or the person designated to manage or supervise the business, shall have been convicted of a misdemeanor or felony, which in the judgment of the license commissioner renders the applicant unfit or undesirable to carry on the trade or occupation involved; or
 - (2) The license commissioner may also refuse a license or permit to any person who in his judgment shall be an undesirable person or incapable of properly conducting the activity, trade or business desired.

§ 147-8. Expiration.

Except as otherwise expressly provided by the provisions of this Code or other ordinances of the town requiring a license or permit, a license or permit issued pursuant to the provisions of this chapter shall expire on the last day of December next following the issuance of the license.

§ 147-9. Posting and display.

Each person to whom a license or permit is issued pursuant to the provisions of this chapter shall display the license or permit in a conspicuous place at his place of business; however, when the licensee or permittee does not have a fixed place of business, he shall carry the license issued pursuant to this chapter upon his person at all times while engaged in the licensed or permitted business or occupation, and shall, upon demand, display the license or permit issued pursuant to this chapter to any official of the town or to any police officer of the county.

§ 147-10. Denials of renewals. [Amended 11-15-1977]

- A. The license commissioner may deny renewing a license or permit if he shall find that the requirements governing the issuance of the license or permit, as prescribed either by this chapter or the provisions of this Code or other ordinance requiring the license or permit, or that the rules and regulations governing the issuance of the license or permit, have not been sufficiently complied with by the applicant therefor.

- B. In addition to the provision of Subsection A, the license commissioner may also refuse to renew a license or permit for any person who in his judgment shall be an undesirable person or incapable of properly conducting the activity, trade or business desired. Factors adversely reflecting upon an applicant's character and responsibility may include whether the applicant has violated any local law, ordinance, rule or regulation of the town or has been convicted of a violation of the Vehicle and Traffic Law of the State of New York or of any crime or was guilty of making a false statement or misrepresentation in his application.

§ 147-11. Revocations and suspensions.

Any license or permit issued pursuant to the provisions of this chapter may be revoked or suspended by the license commissioner after a hearing upon notice, and the making of findings, as provided in this section.

- A. The license commissioner may revoke any license or permit granted pursuant to the provisions of this chapter, or suspend it for a period not to exceed 90 days, upon making a finding after the hearing provided for in this section of the existence of one or more causes therefor.
- B. Temporary suspensions. The license commissioner, upon receiving information giving him reasonable cause to believe that the holder of any license or permit issued pursuant to this chapter has violated any provision of this chapter or of the provisions of this Code or other ordinance requiring the license or permit or has been convicted of any crime or misdemeanor involving moral turpitude or has been charged with any such crime or is guilty of having made a false statement or misrepresentation in his application, may forthwith temporarily suspend the license or permit until a hearing can be held by the license commissioner. Notice of such suspension shall be served personally to the licensee or permittee, or by certified and regular mail within five calendar days of said suspension. The licensee or permittee shall have an opportunity to request a hearing before the license commissioner within 10 calendar days after receipt of any such notification. Upon request, such hearing shall be scheduled within 10 calendar days, unless the license commissioner determines that such hearing would be prejudicial to an ongoing criminal or civil investigation. If the 10th day falls on a Saturday, Sunday or holiday, the hearing may be held on the next business day. A decision shall be made with respect to any such proceeding within 60 calendar days after the close of the hearing. In the event such decision is not made within that time period, the license or permit which is the subject of the proceeding shall be returned by the license commissioner to the licensee or permittee and deemed to be in full force and effect until such determination is made, unless the license commissioner determines that the issuance of such determination would be prejudicial to an ongoing criminal or civil investigation. [Amended 6-15-2021 by L.L. No. 10-2021]
- C. Notice. A notice of hearing to be held by the license commissioner for the revocation or suspension of any license or permit issued pursuant to this chapter shall be given personally to the licensee or permittee, or in writing. The notice in writing shall be forwarded by ordinary mail in a securely sealed and postage prepaid envelope to the licensee or permittee at his last known address. It shall be placed in the hands of the United States Post Office authorities not less than five days prior to the hearing date. The notice shall advise the licensee or permittee of the time when and the place where the hearing is to be held, and shall contain a concise statement of the reason for the holding of the hearing.

D. Hearing procedure; findings. Rules of law with respect to the admissibility of evidence in the conduct of hearings held pursuant to this chapter shall not apply at the hearing. The license commissioner shall make a record of such findings as he deems to be justified by all the evidence presented at the hearing, and his findings shall be conclusive as to all matters of fact.

E. Grounds. The grounds for the revocation or suspension of a license or permit issued pursuant to this section are as follows:

- (1) A broad misrepresentation or a false statement contained in the application for the license or permit.
- (2) Fraud, misrepresentation or false statements made in the course of carrying on any business or activity which is licensed or permitted.
- (3) Any violation of this chapter or the provisions of this Code or other ordinance requiring the license or permit.
- (4) Conviction of the licensee or permittee of any crime or misdemeanor involving moral turpitude.
- (5) Conducting, by the licensee or permittee, of any business activity which is regulated by the provisions of this Code or other ordinance requiring the license or permit in such a manner as to constitute a breach of the peace or to endanger the health, safety or general welfare of the public.

F. Abatements. [Added 7-25-1986]

- (1) At any time prior to receipt of the license commissioner's findings, the license commissioner may enter into a stipulation with a licensee or permittee whereby the latter agrees to discontinue the acts or practices which are violative of the terms or conditions of the license or permit issued, and provide such other and further relief to which the licensee or permittee may agree. Such stipulation shall be admissible as evidence to provide the basis for a finding of fact in any subsequent proceeding brought by the license commissioner against such permittee or licensee involving the same or similar violations.
- (2) Upon a record composed of the notice of hearing and the stipulation or agreement, if the stipulation or agreement is entered into prior to the service of a notice of hearing, the license commissioner may make findings consented to by the licensee or permittee which shall have the same force and effect as findings after a hearing.

§ 147-12. Penalties for offenses. [Added 2-25-1986]

In addition to other provisions of this Code or other ordinances of the town which expressly provide for penalties for violations thereof, the license commissioner may, pursuant to this chapter, provide for a civil penalty not to exceed \$2,500 for the first violation by any licensee or permittee who violates any of the provisions or fails to perform any duty or condition imposed by said license or permit issued pursuant to this Code. In the case of a second and any further violations of the provisions, duty or conditions of a license or permit issued pursuant to this Code, the liability for a civil penalty shall not exceed \$5,000.

§ 147-13. Appeals.

Any person aggrieved by the license commissioner's denial of a license or permit sought pursuant to this chapter or a licensee or permittee whose license has been revoked or suspended pursuant to this chapter shall have the right to appeal to the Town Board for a review of the determinations of the license commissioner.

A. Form and filing.

- (1) An appeal made pursuant to this chapter to the Town Board shall be in writing, signed and acknowledged, and shall state the grounds on which the appellant claims that the determination of the license commissioner was erroneous.
- (2) The appeal shall be filed with the license commissioner by the appellant within 20 days after notice of the adverse determination of the license commissioner has been mailed to the licensee or permittee or delivered to the licensee or permittee in person.
- (3) Upon the filing of the appeal with the license commissioner, the Town Board shall hold a hearing thereon as provided in this section.

B. Date, time and place of hearing generally. The hearing before the Town Board shall be held on a date and at a place and hour designated by the Town Board.

C. Notice of hearing.

- (1) The license commissioner shall give notice of the hearing to be held before the Town Board pursuant to this section, stating the name and address of the license or permit applicant or licensee or permittee concerned; the subject matter of the hearing; and the date, place and hour designated therefor, by mailing a copy thereof to the applicant, licensee or permittee concerned at the address shown upon the most recent application of the applicant, licensee or permittee, at least 10 days before the hearing.
- (2) In case the hearing is to be a public hearing, the notice required in Subsection C(1) of this section shall also be published at least once a week for two successive weeks in a newspaper of general circulation in the town, the first publication to be at least 10 days before the date fixed for the public hearing.

D. Legal counsel. The applicant, licensee or permittee appealing to the Town Board pursuant to this section shall be entitled to be represented by legal counsel and to present such competent and material testimony or other evidence in his own behalf as may be relevant to the subject matter of the hearing.

E. Witnesses at hearing to be sworn. All witnesses at a hearing held pursuant to this section shall be sworn and examined under oath.

F. Scope of review by Town Board. At a hearing held pursuant to this section, the Town Board shall consider the record before the license commissioner, the license commissioner's findings and determination and, in its discretion, may receive new or additional evidence.

G. Discretionary authority of Town Board. The Town Board, after a hearing pursuant to this section, may confirm the action of the license commissioner or set aside the determination of the license commissioner to such an extent as the Town Board in its discretion deems just and proper.

Chapter 149**LIVING WAGE**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 8-21-2001 by L.L.

No. 4-2001. Amendments noted where applicable.]

§ 149-1. Legislative intent.

This chapter is promulgated for the purpose of ensuring that employees of the Town of Oyster Bay's contractors and subcontractors for service contracts and subcontracts earn an hourly wage to meet their basic needs, based upon the following findings:

- A. That the Town of Oyster Bay provides service contracts and subcontracts to businesses that result in the creation or maintenance of a wide variety of employment opportunities in the Town of Oyster Bay.
- B. That, while the Town of Oyster Bay has limited taxpayer resources to expend, it has a responsibility to set a standard for wages that permits employees and their dependents of the above referenced businesses to meet their basic needs.
- C. That the use of taxpayer dollars to promote sustenance and the creation of living wage jobs will increase consumer income, reinvigorate neighborhood businesses and reduce the need for taxpayer-funded social programs.
- D. That the creation of the living wage standards will relieve the undue burden placed upon the community and taxpayers who otherwise must further subsidize employers paying subpoverty wages to the abovementioned employees and their dependents.

§ 149-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

ASSISTANCE — Any service contract or subcontract let to a contractor with 10 or more employees by the Town of Oyster Bay for the furnishing of services to or for the Town of Oyster Bay (except contracts where services are incidental to the delivery of products, equipment or commodities) which involves an expenditure equal to or greater than \$50,000. A contract for the purchase or lease of goods, products, equipment, supplies or other property is not an "assistance" for the purposes of this definition.

COVERED EMPLOYER — An applicant for assistance that has not been granted an exemption from this chapter.

COVERED EMPLOYEE — A person employed on a full-time basis by a covered employer to perform work on or for the project or matter for which the covered employer has received assistance; provided, however, that persons who are employed in construction work covered pursuant to federal, state or local prevailing wage laws shall be exempt from this chapter.

LIVING WAGE — Defined in the language set forth in § 149-3 of this chapter.

TOWN DEPARTMENT — The Department of the Town of Oyster Bay in which any contract or subcontract is entered into to provide services for the Town of Oyster Bay.

§ 149-3. Living wage and other benefits.

- A. Applicability. Covered Employers shall pay no less than a Living Wage to their Covered Employees, who perform at least 40 hours of work per week, 50 weeks a year, provided that in the case of employees performing nonconstruction work that is covered by state or local prevailing wage laws, covered employers shall pay the greater of a Living Wage or said prevailing wage for non-construction work.
- B. Amount of wage. The Living Wage shall be calculated on an hourly basis and shall be no less than \$9 per hour worked with health benefits, as described in this chapter, or otherwise \$10.25 per hour. The Living Wage may, by duly enacted resolution of the Town of Oyster Bay, be upwardly adjusted each year no later than April 1 in proportion to the increase immediately preceding December 31 over the year earlier level of the area Consumer Price Index as published by the U.S. Department of Commerce, Bureau of Economic Analysis, applied to \$10.25. The contractor shall provide written notification of the rate adjustments to each of its employees and to its subcontractors and/or tenants, who shall provide written notices to each of their employees, if any, and make the necessary payroll adjustments by July 1.
- C. Health benefits. Health benefits required by this chapter shall consist of the payment of at least \$1.25 per hour towards the provision of health-care benefits for employees and their dependents. Proof of the provision of such benefits must be submitted to the agency not later than 30 days after execution of the contract to qualify for the wage rate in Subsection B for employees with health benefits.
- D. Certification of employers paying less than living wage barred. Prior to entering into any agreement with the Town of Oyster Bay for any form of Assistance, a Covered Employer must certify for the town department that it will pay each of its covered employees no less than the Living Wage.
- E. Living wage reporting. Each Covered Employer shall maintain payrolls for all Covered Employees and basic records relating thereto. The records shall contain: the zip code of each employee's place of residence, the number of hours worked each day, the gross wages, deduction made, actual wages paid and any other data as may be required. Upon request by the Town Board, a Covered Employer shall produce for inspection and copying its payroll records for any or all of its Covered Employees.

§ 149-4. Recordkeeping.

- A. The town department shall promulgate rules and regulations necessary and appropriate for the implementation of this chapter.

§ 149-5. Noncompliance review and appeal.

- A. Covered Employers who fail to submit documents, declaration or information required to demonstrate compliance with this chapter, shall be deemed nonresponsive and subject to disqualification and other sanctions set forth herein.
- B. The town department shall develop an administrative procedure and appeal process for determining compliance with this chapter.

§ 149-6. RFP, contract and financial assistance agreement language.

All RFP's, town contracts and financial assistance agreements subject to this chapter shall

contain the following two paragraphs or substantially equivalent language:

- A. "This contract is subject to the Living Wage Law of the Town of Oyster Bay. The Law requires that, unless specific exemptions apply, or a waiver is granted, all employers (as defined) under service contracts (as defined) shall provide payment of a minimum wage to employees (as defined) of \$9 per hour with health benefits of at least \$1.25 per hour or otherwise \$10.25 per hour. Such rate shall be adjusted annually pursuant to the terms of the Town of Oyster Bay Living Wage Law, of the Town of Oyster Bay."
- B. "Under the provisions of the Living Wage Law, the Town shall have the authority, under appropriate circumstances, to terminate this contract and to seek other remedies as set forth therein, for violations of this Law."

§ 149-7. Obligations of covered employers.

- A. All Covered Employers subject to the provisions of this chapter shall submit a completed sworn (under penalty of perjury) Declaration of Compliance form, signed by an authorized representative, along with each proposal.
- B. Covered Employers shall require their subcontractors and tenants/leaseholders to comply with the provisions of this chapter. Language indicating the subcontractor's or tenants/leaseholders agreement to comply shall be included in any contract or agreement between a covered employer and their contractors, subcontractors, tenants or leaseholders.
- C. Covered Employers shall maintain a listing of the name, address, date of hire, occupation classification, rate of pay and benefits paid for each of its employees, if any, and submit a copy of the list to the town. Covered Employers shall maintain payrolls for all employees and basic records relating thereto, and shall preserve them for a period of three years after termination of their contracts.
- D. Covered Employers shall give written notification to each current and new employee, at time of hire, of his or her rights to receive the benefits under the provisions of this chapter.

§ 149-8. Monitoring, investigation and compliance.

The provisions of this chapter shall augment the town's normal and customary procedure for administering its contracts. The town shall administer the requirements of this chapter as follows:

- A. The Town Department shall develop rules and regulations necessary and appropriate to review contract documents to ensure that relevant language and information are included in town RFP's, agreements and other pertinent documents.
- B. The Town Department shall develop rules and regulations necessary and appropriate for the monitoring of the operations of the contractors and subcontractors, to ensure compliance, including the review, investigation and resolution of specific concerns or complaints about the employment practices of a Covered Employer relative to this chapter. In such cases, the town shall attempt to resolve the problem within 30 days.
- C. Where a violation of any provision of this chapter has been determined, the contractor or subcontractor shall be given a written notice by the town per the rules and regulations promulgated by the respective town department. If the violation continues and/or no resolution is imminent, the town shall pursue all available legal remedies, including, but

not limited to, any or all of the following penalties and relief:

- (1) Suspension and/or termination of the contract, subcontract or financial assistance agreement, for cause.
- (2) Payback of any or all of the contract or financial assistance awarded by the Town of Oyster Bay.
- (3) Wage restitution for each affected employee.

§ 149-9. Applicability.

This chapter shall apply to all actions occurring on or after the effective date of this chapter and shall apply to:

- A. A contract or subcontract entered into or renewed and after the effective date of this chapter; and
- B. A contract amendment consummated after the effective date of this chapter which itself meets the financial threshold requirement of this chapter.

§ 149-10. Exemptions.

- A. Grounds for granting exemptions:
 - (1) General exemption. Exemptions may be granted by the town where application of this chapter to a particular form of assistance is found by the town to violate specific state or federal statutory, regulatory or constitutional provision or provisions.
 - (2) Youth employment exemption. An exemption to this chapter may be granted where a beneficiary is an organization who regularly employs individuals under the age of 21 in a summer youth or school-to-work program. The exemption shall only apply to these employees.
- B. Contents of exemption requests. All general exemption requests shall include the following:
 - (1) The nature of Assistance to which this chapter applies;
 - (2) The specific or official name of the Assistance and Assistance program, the statutory or regulatory authority for the granting of the Assistance and a copy of that authority;
 - (3) The conflicting statutory, regulatory or constitutional provision or provisions that make compliance with the chapter unlawful, and a copy of each such provision; and
 - (4) A factual explanation and legal analysis of how compliance with this chapter would violate the cited provision or provisions, and the legal consequences that would attach if this violation were to occur.

Chapter 151**MEMORIAL DAY OBSERVANCE**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 5-6-1980 by L.L. No. 4-1980. Section 151-4 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

§ 151-1. Findings and declarations.

The Town Board of the Town of Oyster Bay finds and declares that it has been the custom and practice within the Town of Oyster Bay to annually observe Memorial Day, to honor all deceased war veterans and all the men and women who were killed in the defense of the United States of America in wartime and to traditionally mark said Memorial Day by parades and memorial exercises and the decoration of monuments and graves; and that said parades, exercises and decorating in commemoration of said dead have been traditionally conducted within the Town of Oyster Bay between the hours of 9:00 a.m. and 1:00 p.m.

§ 151-2. Prohibitions; exceptions.

- A. All trades, manufacturers or mechanical employments upon Memorial Day of each year are hereby prohibited between the hours of 9:00 a.m. and 1:00 p.m., prevailing time, except that when the same are works of necessity, they may be performed on that day in their usual and orderly manner, so as not to interfere with the observance of said day.
- B. All manner of public selling or offering for sale of any property upon Memorial Day of each year is prohibited between the hours of 9:00 a.m. and 1:00 p.m., prevailing time, except as follows:
 - (1) Articles of food may be sold, served, supplied and delivered at any time before 10:00 a.m., prevailing time.
 - (2) Meals may be sold to be eaten on the premises where sold at any time of the day.
 - (3) Caterers may serve meals to their patrons at any time of the day.
 - (4) Prepared tobacco, bread, milk, eggs, ice, soda water, fruit, flowers, confectionery, souvenirs, newspapers, gasoline, oil, tires, drugs, medicines and surgical instruments may be sold and may be delivered at any time of the day.
 - (5) Grocers, delicatessen dealers and bakeries may sell, supply, serve and deliver cooked and prepared foods, and roadside stands selling fresh vegetables and other farm produce and fishing tackles and bait stores may sell, supply, serve and deliver merchandise usually sold by them at any time of the day.

§ 151-3. Observance.

For the purpose of this chapter, the observance of Memorial Day shall be upon such day as may be set aside for said observance by § 24 of the New York General Construction Law as amended.

§ 151-4. Penalties for offenses.⁴²

Failure to comply with any of the provisions of this chapter shall be deemed a violation and the

violator shall be liable to a fine of not more than \$250, or imprisonment for not more than 15 days, or by both such fine and imprisonment.

Chapter 156

NOISE

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 7-24-1990.
Amendments noted where applicable.]

GENERAL REFERENCES

Dogs and other animals — See Ch. 103.

Peddling and soliciting — See Ch. 173.

Explosives and firearms — See Ch. 114.

Vehicles for hire — See Ch. 236.

Parks and recreation — See Ch. 168.

§ 156-1. Title.

This chapter may be cited as the "Noise Control Ordinance."

§ 156-2. Definitions and standards.

A. Terminology. All terminology used in this chapter not defined below shall be in conformance with applicable publications of the American National Standards Institute (ANSI) or its successor body.

B. As used in this chapter, the following terms shall have the meanings indicated:

A-WEIGHTED SOUND LEVEL — The sound pressure level in decibels as measured on a sound level meter using the A-weighting network. The level so read is designated dB(A) or dBA.

COMMERCIAL AREA — Any area designated for commercial uses under the Town of Oyster Bay Building Zone Ordinance.⁴³

CONSTRUCTION — Any site preparation, assembly, erection, substantial repair, alteration or similar action, but excluding demolition.

DECIBEL (dB) — A unit for measuring the volume of a sound, equal to 20 times the logarithm to the base 10 of the ratio of the pressure of the sound measured to the reference pressure, which is 20 micropascals (20 micronewtons per square meter).

DEMOLITION — Any dismantling, intentional destruction or removal of structures, utilities, public or private right-of-way surfaces or similar property.

EMERGENCY — Any occurrence or set of circumstances involving actual or imminent physical trauma or property damage which demands immediate action.

42. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

43. Editor's Note: See Ch. 246, Zoning.

EMERGENCY WORK — Any work performed for the purpose of preventing or alleviating the physical trauma or property damage threatened or caused by an emergency.

GROSS VEHICLE WEIGHT RATING (GVWR) — The value specified by the manufacturer as the recommended maximum loaded weight of a single motor vehicle. In cases where trailers and tractors are separable, the gross combination weight rating (GCWR), which is the value specified by the manufacturer as the recommended maximum loaded weight of the combination vehicle, shall be used.

INDUSTRIAL AREA — An area designated for any industrial use under the Town of Oyster Bay Building Zone Ordinance.⁴⁴

MOTORBOAT — Any vessel which operates on water and which is propelled by a motor, including but not limited to boats, barges, amphibious craft, water ski towing devices and hover craft.

MOTOR CARRIER VEHICLE ENGAGED IN INTERSTATE COMMERCE — Any vehicle for which regulations apply pursuant to Section 18 of the Federal Noise Control Act of 1972, P.L. 92-574, as amended, pertaining to motor carriers engaged in interstate commerce.

MOTORCYCLE — An unenclosed motor vehicle having a saddle for the use of the operator and two or three wheels in contact with the ground, including but not limited to motor scooters and minibikes.

MOTOR VEHICLE — Any vehicle which is propelled or drawn on land by a motor, such as but not limited to passenger cars, trucks, truck-trailers, semitrailers, campers, goKarts, snowmobiles, amphibious craft on land, dune buggies or racing vehicles, but not including motorcycles.

MUFFLER or SOUND DISSIPATIVE DEVICE — A device for abating the sound of escaping gases of an internal combustion engine.

NOISE — Any sound which annoys or disturbs humans or which causes or tends to cause an adverse psychological or physiological effect on humans.

NOISE DISRUPTION — The creation of any sound which interferes with the reasonable and normal activities of reasonable persons of normal sensitivities lawfully occupying an area adjacent to the source of said sound.

NOISE DISTURBANCE — Any sound which endangers or injures the safety or health of humans or animals or annoys or disturbs a reasonable person of normal sensitivities or endangers or injures personal or real property. Time of day, volume and duration are factors considered when determining said sound to be a "noise disturbance."

NOISE-SENSITIVE ZONE — Any area designated pursuant to this chapter for the purpose of ensuring exceptional quiet.

PERSON — Any individual, association, partnership or corporation, and includes any officer, employee, department, agency or instrumentality of a state or any political subdivision of a state.

POWERED MODEL VEHICLE — Any self-propelled airborne, waterborne or landborne plane, vessel or vehicle, which is not designed to carry persons, including but not limited

44. Editor's Note: See Ch. 246, Zoning.

to any model airplane, boat, car or rocket.

PUBLIC RIGHT-OF-WAY — Any street, avenue, boulevard, highway, sidewalk or alley or similar place which is owned or controlled by a governmental entity.

PUBLIC SPACE — Any real property or structures thereon which are owned or controlled by a governmental entity.

REAL PROPERTY BOUNDARY — A line along the ground surface, and its vertical extension, which separates the real property owned by one person from that owned by another person, but not including intrabuilding real property divisions.

RESIDENTIAL AREA — An area designated for any residential use under the Town of Oyster Bay Building Zone Ordinance.⁴⁵

SOUND — An oscillation in pressure, particle displacement, particle velocity or other physical parameter, in a medium with internal forces that cause compression and rarefaction of that medium. The description of sound may include any characteristic of such sound, including duration, intensity and frequency.

TIME — All "time" references are made to prevailing time.

VIBRATION — An oscillatory motion of solid bodies of deterministic or random nature described by displacement, velocity or acceleration with respect to a given reference point.

WEEKDAY — Any day, Monday through Friday, which is not a legal holiday.

§ 156-3. Duties and responsibilities of Town departments. [Amended 6-26-2018 by L.L. No. 6-2018]

- A. The Town of Oyster Bay Department of Public Works shall have the following duties with respect to this chapter:
 - (1) Review of actions of other departments. To request any other department or agency responsible for any proposed or final standard, regulation or similar action or construction activity to consult on the advisability of revising the action, if there is reason to believe that the action is not consistent with this chapter;
 - (2) Review of public projects. To review public projects, subject to mandatory review or approval by its department, for compliance with this chapter, if such projects are likely to cause sound or vibration in violation of this chapter;
 - (3) Inspections. To stop any owner or operator of any motorboat operated on any public waterway, including but not limited to any Town facility, reasonably suspected of violating this chapter, and issue a notice of violation and/or summons; and
 - (4) Investigate and pursue violations. To investigate and pursue possible violations of this chapter.
- B. The Town of Oyster Bay Department of Planning and Development shall have the following duties with respect to this chapter:
 - (1) Review of private projects. To review private projects, subject to mandatory review or approval by its department, for compliance with this chapter, if such projects are

45. Editor's Note: See Ch. 246, Zoning.

- likely to cause sound or vibration in violation of this chapter;
- (2) Inspections. Upon presentation of proper credentials, to enter and inspect any private property or place and inspect any report or records at any reasonable time when granted permission by the owner or by some other person with apparent authority to act for the owner. When permission is refused or cannot be obtained, a search warrant or other court order may be sought;
 - (3) Investigate and pursue violations. To investigate and pursue possible violations of this chapter and to issue notice of violation and/or summons; and
 - (4) Provide capital improvement guidelines. To establish noise assessment guidelines for the evaluation of proposed capital improvements. These guidelines shall assist in the determination of the relative priority of each improvement in terms of noise impact.
- C. The Town of Oyster Bay Department of Environmental Resources shall have the following duties with respect to this chapter: **[Amended 3-15-2022 by L.L. No. 5-2022]**
- (1) The Division of Environmental Planning and Technical Review, in compliance with state and local law, shall conduct environmental reviews of all actions as required, and in doing so shall apply the provisions of this chapter.
- D. Nothing in this section shall be construed to preclude enforcement by any duly authorized law enforcement body having jurisdiction in the Town of Oyster Bay.

§ 156-4. Prohibited acts.

- A. Noise disturbances prohibited. No person shall make, continue or cause to be made or continued any noise disturbance at any time.
- B. Specific prohibitions. The following acts and the causing thereof are declared to be in violation of this chapter:
 - (1) Radios, television sets, musical instruments and similar devices.
 - (a) Operating, playing or permitting the operation or playing of any radio, television, phonograph, drum, musical instrument, sound amplifier or similar device which produces, reproduces or amplifies sound:
 - [1] Between the hours of 10:00 p.m. the previous day to 8:00 a.m., Monday through Saturday, and 11:00 p.m. the previous day to 9:00 a.m. on Sunday or Holidays in such a manner as to create a noise disruption across a real property boundary or within a noise-sensitive zone.
 - [2] In such a manner as to create a noise disruption at approximately 50 feet from such device, when operated in or on a motor vehicle on a public right-of-way or public space or in a boat on public waters; or
 - [3] In such a manner as to create a noise disruption to any person other than the operator of the device, when operated by any passenger on a common carrier.
 - (b) This section shall not apply to noncommercial spoken language covered under Subsection B(2).

- (2) Loudspeakers and public address systems. Using or operating for any purpose any loudspeaker, public address system or similar device such that the sound therefrom creates a noise disruption across real property boundary or within a noise sensitive zone or between the hours of 10:00 p.m. the previous day to 8:00 a.m., Monday through Saturday, and 10:00 p.m. the previous day to 9:00 a.m. on Sunday or Holidays on a public right-of-way or public space.
- (3) Street sales. Offering for sale or selling anything by shouting or outcry within any residential or commercial area of the town, except in a stadium or sports arena.
- (4) Animals and birds. Owning, possessing or harboring any animal or bird which, for a long continuous and frequent duration in excess of 30 minutes, howls, barks, meows, squawks or makes other sounds which create noise disruption across a residential real property boundary or within a noise-sensitive zone.
- (5) Loading and unloading. Loading, unloading, opening closing or other handling of boxes, crates, containers, building materials or similar objects between the hours of 10:00 p.m. the previous day to 7:00 a.m., Monday through Saturday, and 10:00 p.m. the previous day to 8:00 a.m. on Sunday or Holidays in such a manner as to cause a noise disruption across a residential real property boundary or within a noise-sensitive zone.
- (6) Commercial equipment. Operating or permitting the operation of any commercial tools or commercial equipment (e.g., air-conditioning and refrigeration systems) between the hours of 10:00 p.m. the previous day and 8:00 a.m. in such a manner as to create a noise disturbance across a residential real property or within a noise-sensitive zone.
- (7) Construction. Operating or permitting the operation of any tools or equipment used in construction, drilling or demolition work:
 - (a) Between the hours of 10:00 p.m. the previous day to 7:00 a.m., Monday through Saturday, and at any time on Sunday or Holidays, such that the sound therefrom creates a noise disruption across a residential real property boundary or within a noise-sensitive zone, except for emergency work or public service utilities.
 - (b) This section shall not apply to the use of domestic power tools subject to Subsection B(16) when said operation is limited to work that does not require a building permit.
- (8) Vehicle or motorboat repairs and testing. Repairing, rebuilding, modifying or testing any motor vehicle, motorcycle or motorboat in such a manner as to cause a noise disruption across a residential real property boundary or within a noise-sensitive zone from 10:00 p.m. the previous day to 8:00 a.m., Monday through Saturday, and 10:00 p.m. the previous day to 9:00 a.m. on Sunday or Holidays.
- (9) Airport and aircraft operations. Nothing in this section shall be construed to prohibit, restrict, penalize, enjoin or in any manner regulate the movement of aircraft which are in all respects conducted in accordance with or pursuant to applicable federal laws, regulations and local laws or ordinances.
- (10) Explosives, firearms and similar devices. The use or firing of explosives, firearms or

similar devices which create impulsive sound so as to cause a noise disruption across a real property boundary or on a public space or right-of-way.

- (11) Powered model vehicles. Operating or permitting the operation of powered model vehicles so as to create a noise disruption across a residential real property boundary, in a public space or within a noise-sensitive zone between the hours of 10:00 p.m. the previous day to 8:00 a.m., Monday through Saturday, and 10:00 p.m. the previous day to 9:00 a.m. on Sunday or Holidays.
- (12) Vibration. Operating or permitting the operation of any device that creates vibration which is above the vibration perception threshold of an individual at or beyond the property of the source if on private property or at approximately 50 feet from the source if on a public space or public right-of-way. For the purposes of this section "vibration perception threshold" means the minimum ground- or structure-borne vibrational motion necessary to cause a normal person to be aware of the vibration by such direct means as, but not limited to, sensation by touch or visual observation of moving objects. This section shall not apply to construction activities performed in compliance with all applicable federal, state and any local laws and ordinances.
- (13) Stationary nonemergency signaling devices.
 - (a) Sounding or permitting the sounding of any signal from any stationary bell, chime, siren, whistle or similar device intended primarily for nonemergency purposes, from any place, for more than one minute in an hourly period.
 - (b) Devices used in conjunction with places of religious worship shall be exempt from the operation of this provisions.
- (14) Emergency signaling devices.
 - (a) The intentional sounding or permitting the sounding outdoors of any fire, burglar or civil defense alarm, siren, whistle or similar stationary emergency signaling device, except for emergency purposes or for testing, as provided in Subsection B(14)(b).
 - (b) Testing.
 - [1] Testing of a stationary emergency signaling device shall occur at the same time of day each time such a test is performed, but not before 9:00 a.m. or after 9:00 p.m. Any such testing shall use only the minimum cycle test time. In no case shall such test time exceed 60 seconds.
 - [2] Testing of the complete emergency signaling system, including the functioning of the signaling device and the personnel response to the signaling device, shall not occur more than once in each calendar month. Such testing shall not occur before 8:00 a.m. or after 6:00 p.m. The time limit specified in Subsection B(14)(b)[1] shall not apply to such complete system testing.
 - (c) Sounding or permitting the sounding of any exterior burglar alarm or any motor vehicle burglar alarm unless such alarm is automatically terminated within six minutes of activation.

- (15) Motorboats. Operating or permitting the operation of any motorboat in any harbor, bay, sound area or other waterway in such manner as to create a noise disruption at approximately 50 feet or the nearest shoreline, whichever distance is less.
- (16) Domestic power tools. Operating or permitting the operation of any mechanically powered saw, sander, drill, grinder, lawn or garden tool, snowblower or similar device used in residential areas between the hours of 10:00 p.m. the previous day to 8:00 a.m., Monday through Saturday, and 10:00 p.m. the previous day to 9:00 a.m. on Sundays or Holidays so as to cause a noise disruption across a residential real property boundary.
- (17) Tampering. The following acts or the causing thereof are prohibited:
 - (a) The removal or rendering inoperative by any person, other than for purposes of maintenance, repair or replacement, of any noise control device or element of design.
 - (b) The moving or rendering inaccurate or inoperative of any sound-monitoring instrument or device positioned by or for the Town of Oyster Bay or its agent or employee, provided that such device or the immediate area is clearly labeled or identified.
 - (c) The use of a product which has had a noise control device or element of design rendered inoperative, with knowledge that such action has occurred.
- (18) Leaf blowers. The operation of any motorized leaf-blower device prior to 8:00 a.m., prevailing time, or after 7:00 p.m., prevailing time, weekdays, or prior to 9:00 a.m., prevailing time, or after 5:00 p.m., prevailing time, weekends and national holidays.
[Added 10-1-1996 by L.L. No. 2-1996]

§ 156-5. Exceptions.

- A. Emergency exception. The provisions of this chapter shall not apply to the emission of sound for the purpose of alerting persons to the existence of an emergency or the emission of sound in the performance of emergency work.
- B. Municipal operation exception. The provisions of this chapter shall not apply to the emission of sounds created in conjunction with the performance of valid municipal functions by town or private entities.
- C. Lawful hunting exception. The provisions of this chapter shall not apply to the emission of sounds created in conjunction with lawful hunting at New York State approved hunting areas when proper hunting licenses are obtained.

§ 156-6. Motor vehicles.

- A. No person shall operate or cause to be operated a public or private motor vehicle or motorcycle on a public right-of-way at any time in such a manner that the sound level emitted by the motor vehicle or motorcycle exceeds the level set forth in applicable federal regulations. Since newly manufactured motor vehicles of all kinds, including trucks, automobiles and motorcycles, are covered by applicable federal regulations, it is not the intent of this chapter to regulate the standards for newly manufactured vehicles.

B. Adequate mufflers or sound dissipative devices.

- (1) No person shall operate or cause to be operated any motor vehicle or motorcycle not equipped with a muffler or other sound dissipative device in good working order and in constant operation.
- (2) No person shall remove or repair inoperative or cause to be removed or rendered inoperative, other than for purposes of maintenance, repair or replacement, any muffler or sound dissipative device on a motor vehicle or motorcycle.

C. Motor vehicle horns and signaling devices. The sounding of any horn or other auditory signaling device on or in any motor vehicle except as a warning of danger is a violation of this chapter.

D. Standing motor vehicles. No person shall operate or permit the operation of any motor vehicle with a gross vehicle weight rating (GVWR) in excess of 10,000 pounds or any auxiliary equipment attached to such a vehicle for a period longer than 10 minutes in any hour while the vehicle is stationary, for reasons other than traffic congestion on a public right-of-way or public space, within 150 feet of a residential area between the hours of 10:00 p.m. the previous day to 9:00 a.m., Monday through Saturday, and 9:00 p.m. the previous day to 8:00 a.m. on Sunday or Holidays.

E. Recreation motorized vehicles operating off public right-of-way. No person shall operate or cause to be operated any recreational motorized vehicle off a public right-of-way in such a manner that the sound level emitted therefrom creates a noise disruption at a distance of approximately 50 feet or more from the path of the vehicle when operated on a public space or at or across the boundary of private property when operated on private property. This section shall apply to all recreational motorized vehicles, whether or not duly licensed and registered, including but not limited to commercial or noncommercial racing vehicles, motorcycles, goKarts, snowmobiles, amphibious craft, campers and dune buggies, but not including motorboats.

§ 156-7. Immediate threats to health and welfare; other remedies.

A. Immediate threats to health and welfare.

- (1) The Town of Oyster Bay or its agent or employee shall order an immediate halt to any sound which exposes any person to continuous sound levels in excess of those shown in Table I or to impulsive sound levels in excess of those shown in Table II. Within five days following issuance of such an order, the Town of Oyster Bay or its agent or employee shall apply to the appropriate court for an injunction to replace the order.
- (2) Any person subject to an order issued pursuant to Subsection A(1) shall comply with such order until the sound is brought into compliance with the order, as determined by the Town of Oyster Bay or its agent or employee, or a judicial order has superseded the Town of Oyster Bay or its agent or employee.

TABLE I

**CONTINUOUS SOUND LEVELS WHICH POSE AN IMMEDIATE
THREAT TO HEALTH AND WELFARE
(measured at 50 feet or 15 meters)**

Sound Level Limit (dBA)	Duration
90	24 hours
93	12 hours
96	6 hours
99	3 hours
102	1.5 hours
105	45 minutes
108	22 minutes

TABLE II

**IMPULSIVE SOUND LEVELS WHICH POSE AN IMMEDIATE THREAT
TO HEALTH AND WELFARE
(measured at 50 feet or 15 meters)**

Sound Level Limit (dBA)	Number of Repetitions per 24-Hour Period
145	1
135	10
125	100

- B. Other remedies. No provision of this chapter shall be construed to impair any common law or statutory cause of action or legal remedy therefrom of any person for injury or damage arising from any violation of this chapter or from other law.

§ 156-8. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any person who shall violate any portion of the chapter herein or regulation thereon or fail to comply therewith or with any of the requirements thereof shall be guilty of an offense punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. However, for the purpose of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter or of such regulation shall be deemed misdemeanors, and, for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.

§ 156-8.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 156-8.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 156-8 herein and shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

Chapter 160

NOTIFICATION OF DEFECTS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 11-9-1982 by L.L. No. 5-1982; amended in its entirety 7-22-2003 by L.L. No. 5-2003. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Parks and recreation — See Ch. 168.

Streets and sidewalks — See Ch. 205.

§ 160-1. Notice required for certain instances. [Amended 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022]

A. No civil action shall be maintained against the Town of Oyster Bay for injuries or damages to persons or property sustained by reason of any street, highway, bridge, culvert, sidewalk or crosswalk being defective, out-of-repair, unsafe, dangerous or obstructed unless written notice of such defective, unsafe, out-of-repair, dangerous or obstructed condition of such street, highway, bridge, culvert, sidewalk or crosswalk was actually served upon the Town Clerk, and that there was a failure or neglect within a reasonable time after the giving of such notice to repair or remove the defective, out-of-repair, unsafe, dangerous or obstructed condition complained of. Under no circumstances shall the Town of Oyster Bay be liable for injuries or damages caused to persons or property due to the defective, out-of-repair, unsafe, dangerous or obstructed conditions of Town streets, highways, bridges, culverts, sidewalks or crosswalks in the absence of prior written notice, to the Town Clerk, of the existence of such condition.

B. No civil action shall be maintained against the Town of Oyster Bay for injuries or damages

to persons or property sustained by reason of any defective, out-of-repair, unsafe, dangerous or obstructed condition whatsoever in its street, highway, bridge, culvert, sidewalk or crosswalk, or for injuries or damages to persons or property sustained by reason of any defective, out-of-repair, unsafe, dangerous or obstructed condition in its street, highway, bridge, culvert, sidewalk or crosswalk, in consequence of the existence of snow or ice upon any of its street, highway, bridge, culvert, sidewalk or crosswalk, unless said street, highway, bridge, culvert, sidewalk or crosswalk, no matter where situated, by witness to, has been constructed or is maintained by the Town, or the Commissioner of Public Works, pursuant to statute, and written notice of, by witness to, said defective, out-of-repair, unsafe, dangerous or obstructed condition, causing the injuries or damages was actually served upon the Town Clerk, nor shall any action be maintained for injuries or damages to persons or property sustained by reason of any defective, out-of-repair, unsafe, dangerous or obstructed condition, or in consequence of the existence of snow or ice unless written notice thereof, specifying the particular place location and condition was actually served upon the Town Clerk, and there was a failure or neglect to cause the particular defective, out-of-repair, unsafe, dangerous or obstructed condition to be remedied or the obstruction of the snow or ice to be removed or to make the place otherwise reasonably safe within a reasonable time after the receipt of due notice.

§ 160-2. Applicability.

This chapter shall apply to all damages or injuries, which occur after the effective date of this chapter.

§ 160-3. Method of service of written notice by witness; contents.

Service of written notice of any defective, out-of-repair, unsafe, dangerous or obstructed condition described in this chapter shall be accomplished by personal service or service by registered or certified mail actually received by the Town officer or officers specified herein. The written notice must be made by the witness to the defective, out-of-repair, unsafe, dangerous or obstructed condition specified in this chapter. The written notice must identify, with particularity, the specific nature and location of each defective, out-of-repair, unsafe, dangerous or obstructed condition complained of.

§ 160-4. Legislative intent.

- A. It is the intent of the Town Board, pursuant to the Municipal Home Rule Law of the State of New York, to supersede such portions of § 65-a of the Town Law of the State of New York and § 50-e, Subdivision 4, of the General Municipal Law of the State of New York as stated in this section and fully set forth in §§ 160-1 and 160-3 of this chapter.
- B. It is the intent of the Town Board to supersede that portion of § 65-a of the Town Law of the State of New York with respect to the manner of service of notice of defects and obstruction as is more fully set forth in §§ 160-1 and 160-3 herein.
- C. It is the further intent of the Town Board to supersede that portion of § 65-a, Subdivision 1 of the Town Law of the State of New York which permits a civil action upon the showing of constructive notice by requiring prior written notice as more fully set forth in § 160-1 herein.
- D. It is the further intent of the Town Board to require, in addition to the need for prior written

notice of defective, out-of-repair, unsafe, dangerous or obstructed highways, bridges or culverts in § 65-a, Subdivision 1, of the Town Law of the State of New York or of a defect in or snow or ice upon any sidewalk in § 65-a, Subdivision 2, of the Town Law of the State of New York or of defective, out-of-repair, unsafe, dangerous or obstructed conditions of any street, highway, bridge, culvert, sidewalk or crosswalk in § 50-e, Subdivision 4, of the General Municipal Law of the State of New York as a condition precedent to the maintenance of a civil action for injuries or damages to persons or property, that such prior written notice is additionally required for any defective, out-of-repair, unsafe, dangerous or obstructed property of the Town of Oyster Bay or snow or ice condition upon such property as set forth more fully in § 160-1 of this chapter.

§ 160-5. Severability.

If any provision of this chapter or the application thereof is held invalid for any reason, the remainder of this chapter and the application thereof shall not be affected thereby.

Chapter 164**OIL, STORAGE AND HANDLING OF**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 8-28-1973 (Art. III of Ch. 8 of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Environmental quality review — See Ch. 110.

Licenses and permits — See Ch. 147.

§ 164-1. Legislative intent.

The Town Board of the Town of Oyster Bay hereby declares that it is the policy of the town that there shall be no discharge of oil into or upon any of the lands and waters within the jurisdiction of the Town of Oyster Bay; and it is the intent of this chapter to prescribe regulations consistent with nationally recognized good practice for the safeguarding of life, property and natural resources from the hazards of oil pollution arising from the handling and use of oil within the unincorporated areas of the Town of Oyster Bay.

§ 164-2. Definitions.

As used in this chapter, the following terms, phrases, words and their derivations shall mean or include:

BOOM — Any device designated, designed and used for the purpose of containing oil floating on the surface of the water, which device shall have buoyant qualities and be capable of effectively containing oil within its perimeter when the water currents and/or winds are four knots or below.

DISCHARGE — Includes, but is not limited to any spilling, unloading, leaking, pumping, pouring, emitting, emptying or dumping, except discharge for any duly authorized municipal purpose or any customarily required private accessory use, such as resurfacing of roads and

driveways.

DIVISION — The Division of Environmental Control of the Department of Public Works of the Town of Oyster Bay.

LAND — All soil and water of any kind or in any form and shall include all appurtenances whether natural or man-made.

OIL — Oil of any kind or in any form, including but not limited to petroleum, gasoline, fuel oil, sludge, oil refuse, vegetable oil and oil mixed with wastes other than dredged spoil.

OIL TERMINAL FACILITY — Any property or any portion thereof which is used for the receipt of oil by vessel, pipeline, tank car or tank vehicle and wherein oil is stored or blended in bulk for the purpose of transferring or distributing the same by vessel, pipeline, tank car, tank vehicle or container; and for the purpose of this chapter, "oil terminal facility" shall include all areas and all facilities used in, for or in connection with or incidental or accessory to such receipt, storage, blending, transferring or distributing of oil; such "oil terminal facility" shall also include any industrial or commercial activity having above ground all storage tanks with a total capacity of 3,000 gallons or more and wherein the storage, handling or use of oil is incidental to, but not the principal business of such industrial or commercial activity.

ON-SCENE COORDINATOR OF UNITED STATES COAST GUARD — Such person, officer or official designated by the United States Coast Guard for the purpose of undertaking the containment or removal of any and all oil discharge which may occur in waterways under the jurisdiction of the Coast Guard, including but not limited to wetlands and beaches and the restoration thereof.

OWNER or OPERATOR —

- A. In the case of a vessel, any person owning, operating or chartering by demise such vessel or the master of such a vessel.
- B. In the case of an onshore facility, any person owning, operating or managing such onshore facility, whether directly or by lease, contract or any other form of agreement.
- C. In the case of an oil truck or trailer, any person owning, operating or driving such a vehicle.

PERSON — Any individual, firm, partnership, association, corporation, company or organization of any kind.

PERSON RESPONSIBLE — The owner or operator or person in control of the source of an oil discharge or spill.

REMOVE or REMOVAL — The elimination of oil from the land or the taking of such other actions as may be necessary to minimize or mitigate damage to the public health or welfare, including but not limited to damage to fish, shellfish, wildlife, public and private property, shorelines and beaches.

SHORELINE — That area situated between 2,000 feet inland from mean high-water mark and 1,500 feet offshore from mean high-water mark.

TOWN — The unincorporated area of the Town of Oyster Bay, Nassau County, New York and all waters under its jurisdiction.

VESSEL — Every description of watercraft, pipeline or other artificial contrivance used or capable of being used, as a means of transportation of oil on or under land or water.

§ 164-3. Discharging prohibited; applicability.

- A. The discharge of oil on to any public or private land or water within the town in harmful quantities is prohibited. Any discharge in excess on one gallon of oil is deemed to be harmful. Any discharge onto water which creates a visible sheen is deemed to be harmful. The intentional discharge of oil on to any public or private land or water within the town in any quantity is prohibited.
- B. The provisions of this section shall not apply to:
 - (1) An act of war.
 - (2) An act of government either federal, state or local.
 - (3) An act of God, which means an unforeseeable act occasioned by the violence of nature without the interference of any human agency.

§ 164-4. Drilling restrictions.

Oil drilling in the shoreline area and in all waters and land underwater within the jurisdiction of the Town of Oyster Bay is strictly prohibited.

§ 164-5. Permit required.

Notwithstanding any other permits or permission required by any other law, ordinance or governmental body, it shall be unlawful for any person to construct, operate or maintain an oil terminal facility within the unincorporated areas of the Town of Oyster Bay without first obtaining a permit therefor from the Director of the Division of Environmental Control of the Department of Public Works.

§ 164-6. Permit application and forms.

Permits are to be issued by the Director of the Division; application for such a permit shall be made in writing to the Division upon forms to be furnished by said Division and shall be sworn to and shall state the name and address of the applicant, the address and location of such oil terminal facility for which the permit is requested, the quantity and type of oil to be stored at such oil terminal facility and the total capacity of the storage tanks; the applicant shall submit with the application a plot plan showing the location thereon of all the improvements and facilities required by this chapter, a scale diagram showing the manner in which oil retention booms shall be deployed; before the issuance of a permit hereunder, the applicant shall file with the Division evidence of compliance with all the provisions of this chapter and/or such other pertinent information as the Division may require.

§ 164-7. Appeals on permit decisions.

- A. Any person whose application for a permit or renewal thereof has been denied, revoked or suspended shall have the right to appeal to the Town Board for a review of the determination which denied the application for a permit or a renewal thereof or which revoked or suspended such permit or renewal thereof.
- B. Such appeal shall be in the form of an affidavit and shall state the grounds upon which the appellant claims the determination to be erroneous.

- C. Such appeal shall be filed with the Town Board by the appellant within 20 days after notice of the determination has been mailed or personally delivered to the applicant.
- D. The Town Board shall hold a hearing upon such appeal on a date and at a place and time designated by the town and shall give notice thereof to the appellant.

§ 164-8. Term of permit; renewal; expiration; fees.

A permit issued under this chapter shall be valid for a period of 10 years from the date of issuance and may be renewed for additional periods of 10 years; renewal applications are to be made in the same manner and upon the same requirements as an application for an original permit. Permits shall remain in full force and effect unless otherwise revoked or suspended for noncompliance with or violation of any of the provisions of this chapter or until expiration. The fee for the issuance of a permit and renewal hereunder shall be \$300, which sum shall be credited to the Environmental Fund account.

§ 164-9. Inspection of facility; suspension and reinstatement of permits.

All oil terminal facilities shall be inspected by the Division on an annual basis or as often as the Division deems necessary to ensure compliance with the provisions of this chapter. In the event of the discovery of any violation, a second inspection shall be made in not less than 30 days in order to determine compliance with the provisions of this chapter. Upon such a second inspection, any violation of the same provision of this chapter shall result in immediate suspension of the permit, except that the Division may determine that a satisfactory plan for compliance has been established, in which case the Division may grant such extension as it deems necessary to enable completion of such plan. Upon submission of satisfactory evidence of due compliance with the provisions of this chapter, the Division shall reinstate a suspended permit.

§ 164-10. Adoption of rules and regulations.

The Town Board may, upon the recommendation of the Division and after a duly advertised public hearing thereon, adopt such rules and regulations as it may determine necessary for the administration and enforcement of this chapter, for the issuance of permits, renewals and the reinstatement thereof and for the regulation of all visual site characteristics, including but not limited to screening, plantings, signs, construction materials, lighting and color of tanks. Such rules and regulations, after adoption thereof by the Town Board, shall be made public by once publishing the same in a newspaper designated by the Town Board having general circulation in the town, and by posting a printed copy thereof on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of § 30 of the Town Law and by sending copies via certified mail to all permit holders of record; affidavits of such publication and posting shall be filed with the Town Clerk. Such rules and regulations shall take effect 10 days after publication and posting.

§ 164-11. Fences.

- A. Notwithstanding any provision of any other statute, local law or ordinance, a chainlink fence eight feet high or other suitable barrier or a combination thereof totaling eight feet in height shall be erected and continually maintained as a security measure, along the upland perimeter of every oil terminal facility and parking lot used regularly by oil trucks and trailers, except those parking lots used exclusively for the storage of empty oil tank trucks and trailers, each not containing oil or oil products contained in the engine of such vehicles,

or for parking of passenger vehicles of employees.

- B. Oil terminal facilities which on the effective date of this chapter have erected cyclone fences six feet high with three-strand barbed wire may continue to utilize such fences in compliance with Subsection A of this section except that all new fencing shall be eight feet high.

§ 164-12. Dikes.

- A. All oil storage areas, oil terminal facilities, terminal storage areas or other like facilities used for oil storage shall be securely enclosed by retaining dikes of a height sufficient to contain 110% of the oil capacity of the largest storage tank contained within the dike, unless otherwise approved by the Nassau County Fire Marshal's office.
- B. The materials used for the construction of the dikes shall be in accordance with specifications contained in any rules and regulations established by the National Fire Protection Association.

§ 164-13. Parking lots.

- A. All parking lots regularly used for the storage of oil trucks and trailers shall be paved and graded on the effective date of this chapter. The use of garages with concrete floors for the storage of oil vehicles is acceptable.
- B. Parking lots which are paved and graded with run-off flowing to storm drains shall contain an oil-water separator device of sufficient capacity to accommodate the particular lot size and shall be installed and maintained by the operator of the oil terminal facility separate from the municipal storm drainage system except that the water discharge of the oil-water separator device may be introduced into the municipal storm drainage system or into any waterway, after the oil is removed.
- C. Parking lots which are paved and graded with runoff flowing to a drain pit do not require an oil-water separator device so long as such pits are of a type and design and under conditions acceptable to the Division and so long as such pits are maintained and cleaned regularly by the operator.

§ 164-14. Mechanical equipment.

- A. Every oil terminal facility located within a shoreline shall possess and maintain on site a floating oil-retention boom or similar containment equipment of a length capable of retaining discharges from any oil storage tank, pipeline, hose, truck, trailer, tanker or tanker barge situated at or calling at such facility; the minimum length floating oil-retention boom shall be 1,000 feet. Every oil terminal facility shall also possess a watercraft capable of effectively deploying the oil-retention boom.
- B. Each pier at which tanker or tanker barges moor for purposes of transferring oil to an on-shore oil terminal facility shall have immediate access to a mechanical skimming device capable of collecting oil from a boom-enclosed area. The mechanical skimming device shall be located within 10 miles traveling distance of such oil terminal facility. In the event of a discharge of oil into a waterway, floating oil-retention booms shall be immediately deployed so as to contain the discharge and thereafter the mechanical skimming device shall be utilized to remove such discharge.

§ 164-15. Absorbents.

Absorbents, including any material recognized as capable of effectively absorbing oil from water and also capable of being collected or skimmed off water, shall be kept in quantities satisfactory to the Division at all oil terminal facilities within the Town of Oyster Bay.

§ 164-16. Availability of information.

Upon request of the Division any oil terminal operator shall provide the following information on any transfer of bulk oil delivered by vessel to the terminal operator, with the following information:

- A. The terminal name and location of anchorage if offshore transfer.
- B. The approximate amount of oil to be transferred.
- C. The product type.
- D. The vessel name.
- E. The expected time and date of vessel arrival.

§ 164-17. Telephone report of violations.

A telephone report of any discharge of oil in violation of this chapter shall be immediately made by the responsible party or his representative to the Division and if the discharge takes place into a harbor or waterway or into waters flowing into a harbor or waterway or into any conduit emptying into a harbor or waterway such person shall also notify the United States Coast Guard pursuant to federal regulations. The report shall include:

- A. The time of discharge.
- B. The location of discharge.
- C. The type and amount of oil.
- D. Assistance required.
- E. The name and telephone number of person making report.
- F. Other pertinent information.

§ 164-18. Complete written reports of violations.

After removal of such discharge has been completed, the person responsible shall prepare a complete written report of the occurrence and submit such a report to the Division within 10 days. If circumstances make a complete report impossible, a partial report shall be submitted. This report shall include, but not be limited to, the following information:

- A. The date, time and place of discharge.
- B. The name of licensee, name and owner of vessel or other party involved.
- C. The amount and type of oil discharged.

- D. A complete description of circumstances causing discharge.
- E. A complete description of containment and removal operations.
- F. Procedures, methods and precautions instituted to prevent a similar occurrence from reoccurring.

§ 164-19. Investigations of reported discharges.

Any person sighting an oil discharge in or on the lands of the town may report such a discharge to the Division giving such information as might be available. The Division shall immediately investigate the reported discharge and, in the event that the discharge is confirmed by the Division, notice shall be given to the person responsible for the discharge; thereafter the person responsible must act according to the applicable provisions of this chapter.

§ 164-20. Reports by responsible dischargers.

Any person responsible for a discharge of oil in violation of this chapter shall immediately report the discharge to the Division; and if the discharge takes place into a harbor or waterway or into any waters flowing into a harbor or waterway such person shall immediately inform the United States Coast Guard. Failure to report a discharge as specified in this section constitutes a violation of this chapter.

§ 164-21. Removal and cleanup of discharges.

A person responsible for the discharge of oil as prohibited herein shall also immediately undertake to contain and remove such discharges and shall clean and restore any areas affected by the discharged oil under the supervision and to the satisfaction of the on-scene coordinator of the United States Coast Guard and the Division.

§ 164-22. Liability for discharges; costs.

- A. In the event of a discharge, action taken by any person to report, contain or remove such discharge shall not be construed as an admission of liability for such discharge.
- B. The party responsible for an oil discharge shall be liable for costs incurred by the Town of Oyster Bay or any other party for taking necessary steps to collect, contain and remove discharged oil and to restore damaged property to its original state. In any civil suit pursuant to this section, it shall be necessary for the town to prove the source of the oil discharge and that the defendant is the person responsible for the oil discharge and it shall not be necessary for the town to plead or prove negligence, reckless or willful misconduct or intent.

§ 164-23. Civil remedies.

Any civil remedies heretofore existing under statutory or common law are unaffected by this chapter.

§ 164-24. Enforcement.

Authority to enforce the provisions of this chapter shall be vested in the Nassau County Police Department and other persons who may be designated by the Town Board or by the Division of

Environmental Control.

§ 164-25. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Failure to comply with any of the provisions of this chapter shall constitute a misdemeanor, punishable by a fine up to \$1,000 or imprisonment not exceeding 15 days, or both such fine and imprisonment for each violation.

§ 164-25.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; amended 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 164-25.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

§ 164-26. Actions to compel compliance.

In addition to the above-provided penalties and punishment, the Town Board of the town may also maintain an action or proceeding in the name of the town in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of this chapter.

§ 164-27. Conflicting provisions.

This chapter shall be construed to be ancillary and supplemental to any laws now in force tending to effect the purposes set further in this chapter.

§ 164-28. When effective; conformance.

This chapter shall take effect immediately, except that any oil terminal facility which has been lawfully operating as such on the effective date of this chapter, although nonconforming with the provisions of this chapter, may continue to so operate until the expiration of one year from said effective date of this chapter at which time such oil terminal facility shall conform to and comply with all of the provisions of this chapter. The operator of any such prior existing nonconforming oil terminal facility may appeal, in writing, to the Town Board for an extension of no more than one additional year in which to conform, and said operator, in this appeal, must also submit evidence of an effective plan to bring the subject facility into conformity within the duration of the extension requested.

Chapter 168

PARKS AND RECREATION

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 19 of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Parks Department — See Ch. 4, Art. X.

Dogs and other animals — See Ch. 103.

Alcoholic beverages — See Ch. 82.

Explosives and firearms — See Ch. 114.

ARTICLE I General Provisions

§ 168-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

DEMONSTRATION — A group activity, including but not limited to a meeting, assembly, protest, rally, march or vigil which involves the expression of views or grievances, involving more than 20 people or a group activity involving fewer than 20 people for which specific space is requested to be reserved.**[Added 6-30-2009 by L.L. No. 5-2009]**

PARK or PARKS — All park areas, playgrounds, athletic fields, swimming pools, beaches, canals, bays, lagoons, inlets, spurs, open spaces, entrances, approaches, pool deck areas, Town-owned land and lands under water owned by the Town, water owned by the Town, buildings and all other areas and facilities located in parks, beaches or park or beach areas under the jurisdiction of the Town Board or its duly authorized representative.

PERMIT — Unless otherwise specified, any written authorization issued by or under the authority of the Commissioner of the Department of Parks for a specified privilege, permitting a specified act or acts in any park.**[Added 6-30-2009 by L.L. No. 5-2009]**

RESIDENT OF THE TOWN — A person who has established a legal residency within the Town.

SPECIAL EVENT — A group activity, including, but not limited to, a performance, meeting, assembly, contest, exhibit, ceremony, parade, athletic competition, reading, or picnic involving more than 20 people, for which specific space is requested to be reserved. "Special event" shall not include casual park use by visitors or tourists.**[Added 6-30-2009 by L.L. No. 5-2009]**

SPECIAL EVENT AREA — The area designated by the Commissioner of the Department of Parks where such special event is scheduled to take place.**[Added 6-30-2009 by L.L. No. 5-2009]**

§ 168-2. Use of facilities restricted.

- A. Each Town resident entering Town beaches shall be required to identify himself as a Town resident to the Town representative in attendance at the gate or present an official identification tag or sticker, which must be affixed to the car windshield.
- B. The Town Board shall, from time to time, determine by resolution which Town beach or beaches shall be restricted to Town residents and which shall be open to the general public, and shall fix the amount of the fee or fees to be charged to nonresidents for admission to those beaches designated as open to the general public.
- C. The use of community parks and pool areas shall be restricted to residents or owners of taxable real property residing in the respective park districts. All persons entering the community parks and pool areas shall be required to present an official identification tag to the attendant in charge, which shall be issued by the Superintendent of Parks. A "resident of the park district" is a person who has established a legal residency within the park district. Upon a person's ceasing to be a resident of the district, any license, permit or identification issued to him shall automatically cease and become invalid.
- D. All other parks of the Town shall be open to the public upon the payment of a fee, the

amount of which shall be determined from time to time by the Town Board.

- E. The use of any boating and docking facilities which may be provided by the Town in any of the Town parks shall be subject to the payment of such fees and charges as the Town Board may from time to time establish by resolution and subject to such rules and regulations for the proper and efficient operation of the facilities as the Town Board may impose. Such rules and regulations shall be posted on a sign or bulletin board within each park where the facilities are provided. Any violation thereof shall be deemed a violation of this chapter.

§ 168-3. Payment of charges.

No person shall make use of or gain admittance to or attempt to use or gain admittance to the facilities of any Town park or beach for the use of which a charge is made by the Town Board unless he shall pay the charge or fee as fixed by the Town Board.

§ 168-4. (Reserved)⁴⁶

§ 168-5. Conduct of patrons.

- A. Each person in a Town park or beach shall conduct himself in an orderly manner and shall endeavor to cause no discomfort or inconvenience to any other person or patron.
- B. Gambling is strictly prohibited in all areas of any park, pool or beach.
- C. Any person or persons other than authorized persons found in any park, pool or beach area after the park, pool or beach area is officially closed to the public shall be considered a trespasser and shall be subject to arrest.
- D. Any person entering or leaving a Town of Oyster Bay park or beach area shall use only the ingress and egress pathways or areas provided for such purposes. [Added 2-23-1982]

§ 168-6. Admittance of trucks or buses.

No trucks or buses shall be admitted to any of the parks or beaches except by special permission from the Town Board, granted through the Superintendent of Parks or the Superintendent of beaches, where jurisdictionally applicable.

§ 168-7. Unattended children.

No person under 10 years of age shall be admitted to any Town park or beach unless accompanied by an adult who shall assume full responsibility for his safety and conduct.

§ 168-8. Hours of operation; overnight use.

- A. Town parks and beaches shall be opened and closed at the time and hour designated by the Town Board. Opening and closing time for the various facilities shall be posted for the convenience of the public.
- B. No overnight parking or housing shall be allowed except under special permit obtained

46. Editor's Note: Former § 168-4, Refunds, was repealed 1-29-2019 by L.L. No. 3-2019.

from the Superintendent of Parks or the Superintendent of Beaches, where jurisdictionally applicable.

§ 168-9. Camping.

No person shall tent or camp, or erect or maintain a tent, lean-to, shelter or camp, in any park or beach area except by special permit obtained from the Superintendent of Parks or the Superintendent of Beaches, where jurisdictionally applicable.

§ 168-10. Construal of permits.

A permit, license or identification tag to do any act shall authorize the act only insofar as it may be performed in strict accordance with the terms and conditions of the permit, license or identification tag. Any violation by its holder of any term or condition shall constitute grounds for revocation by the Town Board or its authorized representative.

§ 168-11. Nonliability of Town.

The Town shall not be responsible for loss, damage or theft to cars and their contents, to private property, nor to the contents of baskets and lockers; such loss, whether inside of buildings or on the grounds of the park, shall be the patron's responsibility.

§ 168-12. Swimming.

No person shall bathe, wade or swim in any waters of any park except at such times and places and in such proper attire as the Town Board may designate. The designated bathing areas shall be kept free from any form of water equipment that may cause inconvenience or discomfort to bathers, except such equipment intended for the protection of life. Anyone swimming or bathing in any waters of any park or beach does so at his own risk. No person shall dress or undress in any park or beach area except in such bathing houses or places as may be designated.

§ 168-13. Fishing in bathing areas.

Fishing is prohibited in any bathing area during the official bathing season, except where posted.

§ 168-14. Operation of watercraft.

No person shall operate a boat, vessel or other watercraft or contrivance used or capable of being used as a means of transportation in water or air, upon any lakes or ponds within the Town under the jurisdiction of the Superintendent of Parks or the Superintendent of Beaches where prohibited by a sign posted in the designated area.

§ 168-15. Picnics and outings. [Amended 6-24-2008 by L.L. No. 7-2008]

The Commissioner of the Department of Parks or his designee shall designate the area to be occupied, and shall regulate the use of parks and recreation facilities, so as to prevent congestion, and shall situate patrons of the park or recreation facility in such areas in order to ensure the maximum use of the areas and the comfort of the patrons. All organized picnics and outings require a permit from the Commissioner of the Department of Parks or his designee.

§ 168-16. Public addresses, entertainments or parades. [Amended 6-24-2008 by L.L. No.

7-2008; 6-30-2009 by L.L. No. 5-2009]**A. Legislative intent.**

- (1) The Town Board and the residents of the Town of Oyster Bay revere and respect the fundamental rights, provided for by the Constitution of the United States and the Constitution of the State of New York, to free speech, assembly and expression. The Town Board further recognizes that leafleting is a respected tradition in American society and is a method of communication that has permitted citizens to spread political, religious and commercial messages throughout American history.
- (2) The Town Board recognizes that situations arise when the public health, safety and welfare, the protection of which is the paramount reason for the establishment of government, requires restrictions on the time, place and manner of such speech, assembly, expression and leafleting, without regard to the content of same. The Town Board further recognizes that it has a responsibility to protect its residents from undue interference and harassment in the exercise of their rights to private relaxation, contemplation and enjoyment of their use of Town parks. Accordingly, the Town Board finds that the Town of Oyster Bay, acting through and by the Commissioner of the Department of Parks, has a legitimate, compelling governmental interest in being able to regulate and control the patrons of its parks and recreational facilities and the distribution of printed or similarly expressive material during special events. A distributor of leaflets may not endanger the safety of patrons or interfere with park activities. The Town Board also finds that such restrictions will also benefit the physical condition of the parks and recreational facilities of the Town of Oyster Bay by limiting the likelihood of littering by patrons of the parks.
- (3) Accordingly, the Town Board finds that, in order to properly balance the aforesaid rights and duties, regulations must be promulgated with respect to the use of Town parks.

B. The Commissioner of the Department of Parks shall promulgate such rules and regulations as may be necessary and appropriate to issue and enforce such permits, consistent with the legislative intent set forth herein.

C. No person shall erect any structure, stand or platform; conduct any parade, drill or maneuver, form any procession for a parade or proceed in the park; hold any meeting; perform any ceremony; conduct any performance or show of any kind or nature; or, being in or on a vehicle, race with another vehicle in any park except by permit issued by the Commissioner of the Department of Parks.

D. Distribution of printed or similarly expressive material.

- (1) The distribution of printed or similarly expressive material in a park is allowed without a permit, except on special event days.
- (2) On days when a special event is scheduled to take place in a park, no person shall engage in the distribution of printed or similarly expressive material in the special event area without a permit issued by the Commissioner of the Department of Parks. Such permit shall be issued without regard to content of materials. A permit shall be issued in accordance with the provisions of the rules and regulations promulgated by the Commissioner of the Department of Parks, and shall only be denied if the

activities covered by a prior permit or permits do not reasonably allow multiple or further occupancy of the particular area, or where the number of persons engaged in the distribution exceeds the number that can reasonably be accommodated in the particular location requested, or if within the preceding one year, the applicant had been granted a permit and did, on that prior occasion, knowingly violate a material term or condition of the permit, or any law, ordinance, statute or regulation relating to the use of the parks. A current list of the special events scheduled to take place in the parks of the Town of Oyster Bay may be made available on the Town of Oyster Bay's website, or telephonically, by calling the Department of Parks during regular business hours.

§ 168-17. Fires.

No person shall kindle, build, maintain or use a fire within the confines of any park or beach except in grills provided for that purpose by the Town. No person shall remove any grill placed in any area by the Town from the location where so placed. No fuel may be used for any fire except charcoal or sterno. Any person who starts or kindles any fire shall keep it under his continued care and direction and shall extinguish it.

§ 168-18. Playing games.

No person using a park or beach shall throw or use any type of ball, beanbag or other object, play any ball game or other game or roller-skate, nor engage in skateboard, go-cart or motor scooter riding, archery, toy aviation, kite flying, golf playing or model boating, except in such areas as may be designated for such purposes.

§ 168-19. Animals. [Amended 9-17-2019 by L.L. No. 5-2019]

- A. No person owning or otherwise having possession, charge, custody, dominion or control of any animal, shall place or allow such animal, whether licensed or not, to be placed or to enter any park or beach operated by the Town of Oyster Bay unless such animal is a service animal individually trained to do work or perform tasks for the benefit of a qualified individual with a disability and is accompanied by such individual, pursuant to the Americans with Disabilities Act (Title II and Title III).
- B. Notwithstanding the provisions of Subsection A of this section, animals may be allowed on or in such beaches, parks or other facilities operated by the Town of Oyster Bay that have been specifically designated by the Commissioner of the Department of Parks, or his/her designee, as dog parks or as facilities where dogs are allowed, and in those instances, the Commissioner of the Department of Parks, or his/her designee, shall establish and promulgate rules and procedures which must be followed for any such dog to remain at any such facility.
- C. The Animal Control Officer or any Assistant Animal Control Officer or any peace officer shall seize any animal left unattended at a beach, park or other facility operated by the Town of Oyster Bay.

§ 168-20. Solicitation of alms.

No person shall solicit alms or contributions for any purpose in any Town park or beach.

§ 168-21. Advertising.

No person in any park or beach area shall post, paint, affix, distribute, hand out, deliver, place, cast or leave about any bill, billboard, placard, ticket, handbill, circular or advertisement, or display any flag, banner, transparency, target, sign, placard or any other matter for advertising purposes, or operate any musical instrument or drum or cause any noise to be made for advertising purposes or for the purpose of attracting attention to any exhibition, performance, show or other purpose, except as authorized by the Town Board.

§ 168-22. Alcoholic beverages.

No person shall bring beer, ale or any other alcoholic beverages into any park or beach unless permitted by the Town Board or its duly authorized representative.⁴⁷

§ 168-22.1. Tobacco and tobacco products. [Added 12-17-2002 by L.L. No. 12-2002]

No person shall smoke or carry lighted cigarettes or other smoking substances, including but not limited to cigars, pipes and the like, at the public beaches and parks owned or operated by the Town of Oyster Bay or any of the Town of Oyster Bay Park Districts, except in designated smoking areas as indicated by posted signs.

§ 168-23. Operation of vehicles.

- A. All laws contained in the State Motor Vehicle and Traffic Law shall form or constitute a part of this chapter; however, such additional directions for traffic and motor vehicles as may be posted on signs shall be regarded as part of this chapter for the purposes of traffic control. In parking areas, all persons shall comply with the directions of parking attendants.
- B. The speed limit through any park or beach shall be 10 miles per hour.
- C. It shall be unlawful for any person to operate a motor vehicle in any Town beach or park except on a road or parking field. This subsection shall not apply to Town vehicles on official business or to Town-authorized vehicles.

§ 168-24. Conduct of private business. [Amended 10-23-1973]

No person shall conduct a private business of any kind or any part thereof, including but not limited to photography for commercial advertising or publicity purposes, the sale or purchase of photographs, negatives or prints, instructions in any sport or athletic activity or the sale of any item or service, within the limits of any Town park, beach, pool or other Town recreational facility, except such business as may be authorized by the Town Board by license, concession or permit.

§ 168-25. Explosives.

No person shall bring into or have in any park or beach any explosives, including any substance, compound, mixture or article having properties of such a character that alone or in combination or contiguity with other substances or compounds may decompose suddenly and generate sufficient heat, gas or pressure, or any or all of them, to produce rapid flame, combustion or

47. Editor's Note: Original Sec. 23, Damage to property, which immediately followed this section, was deleted 3-12-1991 by L.L. No. 1-1991.

administer a destructive blow to surrounding objects.

§ 168-26. Firearms.

- A. No person shall have or carry, whether or not concealed upon his person, any pistol or revolver or any instrument or weapon commonly known as a "toy pistol" or in which or upon which loaded or blank cartridges may be used, or any loaded or blank cartridges or ammunition, except when so authorized by law. No person shall bring into a park or beach or have in his possession therein any rifle, shotgun or fowling piece or any air gun, spring gun or other instrument or weapon in which the propelling force is a spring or air.
- B. No person, except in the performance of official duties, shall discharge a firearm, air gun or other instrument or weapon in a park or beach or in such a manner that a projectile enters or is likely to enter the park or beach.

§ 168-26.1. (Reserved)⁴⁸

§ 168-27. (Reserved)⁴⁹

§ 168-27.1. Penalties for offenses. [Added 10-4-1994; amended 3-7-2023 by L.L. No. 4-2023]

Any person committing an offense against this article or any provision or section thereof shall be guilty of a violation punishable by a fine not to exceed \$250 or imprisonment not to exceed five days for each such offense, or by both such fine and imprisonment, for a first conviction and upon conviction of a second or subsequent offense within five years of a conviction of a previous offense herein shall be guilty of a violation punishable by a fine not less than \$250 or imprisonment not to exceed 15 days, or by both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized herein.

48. Editor's Note: Former § 168-26.1, Aviation, added 7-7-1998 by L.L. No. 4-1998, was repealed 9-12-2017 by L.L. No. 7-2017.

49. Editor's Note: Former § 168-27, Political activities, added 2-28-1978, was repealed 6-24-2008 by L.L. No. 7-2008.

ARTICLE II
Dune Protection
[Added 6-20-1989]

§ 168-28. Findings.

The preservation of the barrier island which stands between the Atlantic Ocean and South Oyster Bay is of paramount importance to the residents of the Town of Oyster Bay. This barrier island affords protection to the south shore of the Town of Oyster Bay from storm damage and erosion and by its existence creates South Oyster Bay with its unique ecological characteristics and recreational opportunities. Any damage or destruction to the sand dunes and beaches constituting the barrier island will weaken this protection and constitute a danger to the health, safety and welfare of Town residents. It is imperative that the integrity of the barrier island be safeguarded by the maintenance of well-vegetated sand dunes which offer natural protection from storms, wind and water.

§ 168-29. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

COMMISSIONER OF PARKS — The Commissioner of Parks of the Town of Oyster Bay or his duly authorized designee.

OFFICIAL VEHICLE — A motor vehicle while in use for official business of the United States Government, the State of New York, the County of Nassau or the Town of Oyster Bay, or any ambulance, fire or other emergency vehicle while in use for emergency service.

SAND DUNE — Includes all primary dunes, secondary dunes, transverse dunes and interdune areas, but shall not include officially posted access points to beach areas.

§ 168-30. Dune protection zone established.

A dune protection zone is hereby established by the Town Board of the Town of Oyster Bay. This zone shall include all of the barrier island which lies within the Town of Oyster Bay and shall extend from the mean high-water line at oceanside landward to the mean high-water line at bayside and shall include the J.F.K. Memorial Wildlife Sanctuary.

§ 168-31. Prohibitions.

- A. It shall be a violation of this article for any person to damage, destroy, remove, excavate or relocate any sand dune or portion thereof located within the dune protection zone.
- B. It shall be a violation of this article for any person to kill, destroy, damage or remove any vegetation growing in or upon any sand dune or portion thereof located within the dune protection zone.
- C. It shall be a violation of this article for any person to trespass upon or walk, transgress, cross, intrude or go upon any sand dune or portion thereof located within the dune protection zone, except as necessary for erosion control, dune building or dune stabilization purposes when authorized by the Commissioner of Parks.
- D. It shall be a violation of this article for any person to operate or direct the operations of any motor vehicle upon or across any sand dune or portion thereof or anywhere within the dune

protection zone, except for official vehicles when authorized by the Commissioner of Parks.

§ 168-32. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any person committing an offense against this article or any provision or section thereof shall be guilty of a violation punishable by a fine not to exceed \$250 or imprisonment not to exceed five days for each such offense, or by both such fine and imprisonment, for a first conviction and upon conviction of a second or subsequent offense within five years of a conviction of a previous offense herein shall be guilty of a violation punishable by a fine not less than \$250 or imprisonment not to exceed 15 days, or by both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized herein.

Chapter 173

PEDDLING AND SOLICITING

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 12 of the 1971 Code. Sections 173-3 and 173-10A(1)(b), (4) and (5) and C(1) amended and § 173-10A(1)(c) added at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Parks and recreation — See Ch. 168.

Noise — See Ch. 156.

Secondhand dealers — See Ch. 192.

ARTICLE I
General Provisions

§ 173-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

PEDDLE — To go from house to house, go from place to place, go from street to street, maintain a sales booth at a carnival, fair or flea market or any similar transient use, or any combination thereof, for the purpose of selling and making immediate delivery or offering for sale and immediate delivery at any place within the town of any services, goods, wares, merchandise or provisions in possession of the seller. [Amended 10-4-1994]

PEDDLER — Any person who shall peddle, as defined in this section, whether directly or indirectly, and whether in person or through another person or employee, and shall include such other person or employee, and shall also include a hawker and a huckster.

SOLICIT — To go from house to house, from place to place, from street to street, from store to store, or any combination thereof, for the purpose of selling or taking an order or orders, whether from sample or otherwise, for services to be performed in the future or for goods, wares, merchandise or provisions to be delivered in the future or for the purpose of obtaining contributions of money, goods or services or for the purpose of delivering advertising matter at any place within the town.

SOLICITOR — Any person who shall solicit, as defined in this section, whether directly or indirectly, and whether in person or through another person or employee, and shall include such other person or employee, and shall also include a canvasser.

§ 173-2. Applicability.

- A. This chapter shall not apply to charitable or other organizations or persons exempted from compliance with the provisions of Article 7-A of the Executive Law, to any political organization or any division, branch, part or representative thereof or to any not-for-profit or community service organization, such as Kiwanis, Rotary, Lions Clubs or similar such organizations, as determined by the Town Clerk, except in cases where said organizations function as a licensor for vendors or other commercial operations. [Amended 8-15-1978; 10-4-1994]
- B. This chapter shall not apply to persons engaged in the distribution of a newspaper published at stated intervals for the purpose of conveying news to its subscribers, buyers or readers.
- C. This chapter shall not apply to: [Amended 10-4-1994]
 - (1) Any person who keeps, maintains or operates a store, market, shop or similar permanent place of business.
 - (2) Individuals who produce handmade crafts and original items.
 - (3) Any person who operates, runs or uses a cart, wagon, truck or other vehicle for the purpose of making delivery of goods, wares, merchandise or provisions bought or ordered within a permanent place of business.
 - (4) Any person solely engaged in the business of delivering goods, wares, merchandise or provisions for or on behalf of one or more permanent places of business.

D. The provisions of Article II of this chapter and § 173-3 shall not apply to the peddling of fruit, fish or farm produce by natural persons who produce such commodities, except that the exemptions contained in this subsection shall not be available to farmers or other persons who buy goods for resale as well as selling their own produce, nor shall it be available to any helper or employee of such exempt person other than a member of his immediate family.

§ 173-3. Registration with state. [Amended 8-15-1978; 3-12-1991 by L.L. No. 1-1991]

Any person required by the provisions of Article 7-A of the Executive Law of the state to register with the Secretary of State must, whether or not otherwise required to be licensed under the provisions of this chapter, exhibit to the Town Clerk evidence of the registration. The Town Clerk shall keep such a record of all such persons and their registrations as will satisfactorily identify them and describe the nature of their activities.

§ 173-4. Use of public ways.

No peddler or solicitor shall have any exclusive right to any location in any street or on any public property, nor shall any peddler or solicitor be permitted to occupy any stationary location in any street or on any public property. No person may peddle or solicit in any congested place or area when or where such activity may impede or inconvenience the public or add to the congestion of such place or area. For the purpose of this section, the judgment of any peace officer or police officer, exercised in good faith, shall be deemed conclusive as to the existence of congestion and as to whether the public is impeded or inconvenienced.

§ 173-5. Hours.

It shall be unlawful for any person to enter upon private property for the purpose of peddling or soliciting before the hour of 9:00 a.m. prevailing time, or after 1/2 hour before sunset or 7:00 p.m. prevailing time, whichever is earlier, on any day except upon the expressed invitation of the owner or occupant of the premises.

§ 173-6. Entry upon posted premises. [Amended 10-4-1994]

- A. It shall be unlawful for any peddler to solicit or to enter or attempt to gain entry or admission to any premises posted with any sign, the purpose of which sign is to prevent, prohibit or avoid peddling or soliciting thereat.
- B. It shall be unlawful for any peddler or solicitor to peddle or solicit a permanent place of business without the express written permission of the property owner, tenant or authorized representative of said owner or tenant.

§ 173-7. Operation near schools.

It shall be unlawful for any person to solicit or peddle within 200 feet of any place used or occupied as or for the purpose of a public or private school or to permit his cart, wagon or vehicle to stand on any street or public place within 200 feet of such school property.

§ 173-8. Enforcement.

- A. It shall be the duty of all duly authorized peace officers and of any police officer of the

county to enforce the provisions of this chapter, to make arrests or issue summonses or other legal process for violation of the provisions of this chapter and to report to the Town Clerk all violations observed, whether or not any criminal prosecution is based thereon.

- B. The Town Clerk shall record all reports of violations and convictions for violations of this chapter.

§ 173-9. (Reserved)⁵⁰

50. Editor's Note: Former § 173-9, Penalties for offenses, as amended, was repealed 3-7-2023 by L.L. No. 4-2023.

ARTICLE II
Licensing Procedures

§ 173-10. License fees.

- A. The following fees shall be paid for licenses required by this chapter:
- (1) For each person proposing to peddle or solicit, whether on foot, from a licensed vehicle or otherwise, the fee shall be payable by check or money order as follows:
[Amended 3-1-1977; 5-10-1977]
 - (a) Fifty dollars payable to the Town Clerk. [Amended 12-11-1990; 10-4-1994]
 - (b) The required amount, payable to the New York State Division of Criminal Justice Services. [See 9 NYCRR Subtitle U, Part 6051.2(a)(1), as amended.]
[Amended 12-11-1990]
 - (c) A photo fee of \$2, payable to the Town Clerk [photo ID clip is \$0.50]. [Added 3-12-1991 by L.L. No. 1-1991]
 - (2) For each vehicle not exceeding a weight of 5,000 pounds loaded weight, the fee shall be \$25; for each additional 1,000 pounds or major fraction thereof, the fee shall be \$25. [Amended 3-1-1977]
 - (3) For each vehicle substituted, the fee shall be \$10.
 - (4) For replacement of a lost decal and permit certificate, the fee shall be \$10. [Amended 3-12-1991 by L.L. No. 1-1991]
 - (5) For replacement of each lost permit certificate without a decal, the fee shall be \$2.
[Amended 3-12-1991 by L.L. No. 1-1991]
- B. The fees provided in Subsection A shall be assessed and paid annually on a calendar-year basis.
- (1) All licenses issued pursuant to this chapter shall expire on the last day of December next following the date of issuance.
 - (2) No reduction or allowance shall be made in fees for licenses issued for a fractional part of a year.
 - (3) Fees shall not be refunded in the event that an application is denied. [Added 3-1-1977]
- C. Veterans. [Amended 3-1-1977; 5-10-1977]
- (1) An honorably discharged veteran of any of the Armed Services of the United States of America who, pursuant to law, has obtained from the Nassau County Clerk a valid veteran's license to hawk, peddle, vend or solicit shall be exempt from paying the fee prescribed by Subsection A(1)(a) of this section for the issuance of one personal license issued during each calendar year in the name of a veteran, but shall pay the fee prescribed by Subsection A(1)(b) of this section. [Amended 3-12-1991 by L.L. No. 1-1991]

(2) A veteran shall be exempt from paying the fee prescribed by Subsection A(2), for the issuance of one vehicle license issued for each calendar year for a peddling vehicle registered and operated by a veteran. If a veteran operates more than one vehicle in his trade, then each vehicle in excess of one shall be licensed upon payment of the proper fee as herein prescribed.

(3) A veteran shall comply with all other provisions of this chapter.

§ 173-11. Change of address.

A licensee under this chapter must notify the Town Clerk of any and all changes in his address and present his license for suitable endorsement thereon of the change by the Town Clerk.

§ 173-12. Display of license.

Each peddler or solicitor licensed under this chapter shall have his license and that of any vehicle being used by him in his immediate possession at all times when engaged in peddling or soliciting and shall display the license upon the request of any person.

§ 173-13. Transferability of license.

No license, license plate or tag issued pursuant to this chapter shall be transferred or loaned to, from or by one person to another or transferred from one vehicle to another.

§ 173-14. Records.

The Town Clerk shall keep a record of all licenses issued pursuant to this chapter, which record shall incorporate such information as to adequately identify the person to whom the license was issued, the type of goods to be sold and the date of issuance of the license.

§ 173-15. Photographs required. [Added 10-24-1972]

Each applicant for a license or for renewal of a license required by this chapter shall, at the time of submitting the application, submit to having two individual photographs of each applicant taken under supervision of the office of the Town Clerk.

§ 173-16. Fingerprinting. [Added 5-10-1977]

Each applicant for a license or for renewal of a license required by this chapter shall, at the time of submitting the application, submit to having fingerprints taken under the auspices of the Nassau County Police Department.

§ 173-17. Personal license required.

It shall be unlawful for any person to peddle or solicit, either directly or indirectly or by or through another person or employee, without having first obtained a valid license therefor as provided in this chapter. If peddling or soliciting is to be done by or through some other person or employee, such other person or employee must also first obtain a valid license therefor as provided in this chapter.

§ 173-18. Application for personal license.

Application for a license required by this chapter shall be made to the Town Clerk as license commissioner, in writing, and shall be on a form and contain such information and be accompanied by such documents as the Town Board may require.

§ 173-19. Accuracy of scales.

If an applicant for a license required by this chapter uses scales or measures in his business, he shall also file with his application for a license a certificate issued by the County Sealer of Weights and Measures which shall show that the applicant's scales or measures have been tested and sealed.

§ 173-20. Health Department license or permit.

If an applicant for a license required by this chapter is required to have a license or permit issued by the County Health Department, the health license or permit shall be exhibited to the Town Clerk and an appropriate notation shall be made by the Town Clerk upon the application of the date of issuance and number of the health license or permit.

§ 173-21. Investigation of application. [Amended 5-10-1977]

- A. Upon receipt of a sworn application for a license required by this chapter, a copy thereof and fingerprint card shall be referred to the Nassau County Police Department by the Town Clerk for appropriate fingerprinting of said applicant and such application form and completed fingerprint card thereafter forwarded by the Town Clerk to the New York State Division of Criminal Justice Services for such investigation of the applicant as is deemed necessary or advisable for the protection of the public good and welfare.
- B. The New York State Division of Criminal Justice Services shall return such criminal history record information as may exist in its files or a statement that no such relevant information exists.
- C. Upon its return by the New York State Division of Criminal Justice Services to the Town Clerk, if the application is approved by the Town Clerk and upon payment of the prescribed license fee, the Town Clerk shall prepare and deliver to the applicant therefor the license required by this chapter.
- D. Once a complete application has been filed with the Town Clerk, a temporary license may be issued upon compliance with the following: [Added 10-4-1994]
 - (1) The applicant must execute a sworn affidavit that he or she has no criminal record which would result in the disqualification of eligibility for a peddler's license.
 - (2) The temporary peddler's license shall be valid until the results of a criminal search is received by the Town Clerk.

§ 173-22. Vehicle license required.

No person shall sell, peddle or vend any goods or merchandise from a vehicle in the town without first obtaining a vehicle license therefor.

§ 173-23. Application for vehicle license.

Application for a license required by this chapter shall be made to the Town Clerk as license commissioner, in writing, and shall be on a form and contain such information and be accompanied by such documents as the Town Board may require.

§ 173-24. Vehicle license tag.

- A. For each vehicle licensed pursuant to this chapter, the Town Clerk shall issue a license plate or tag of some durable material which shall bear the word "Peddler," the number of the license and the calendar year for which it was issued, all in characters or figures which are permanent or plainly discernible. The license or tag shall be firmly attached to the rear of the vehicle for which the license was issued in a conspicuous place and shall be kept clear and readable at all times.
- B. The license tag may not be transferred or attached to any other vehicle, whether or not the other vehicle is under the same ownership.

**ARTICLE III
Peddling Vehicles**

[Added 6-24-1975; amended 5-4-2021 by L.L. No. 5-2021]

§ 173-25. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PEDDLING VEHICLE — A vehicle as defined in the Vehicle and Traffic Law of the State of New York, used for the sale of food, beverages, ice cream or other items intended for human consumption or for the sale of merchandise or for services rendered or to be rendered in, on or at the vehicle.

§ 173-26. Vehicle license required.

No person shall sell, peddle or vend any goods or merchandise or render or offer to render services from a peddling vehicle in the Town without first obtaining a vehicle license therefor.

§ 173-27. Application for license.

Application for a license required by this chapter shall be made to the Town Clerk as license commissioner, in writing, and shall include the following information:

- A. Name, address, and phone number of the applicant.
- B. A valid copy of all licenses, permits, or certifications as required by the Town of Oyster Bay.
- C. A valid New York State Department of Motor Vehicles driver's license, vehicle registration, and insurance by a licensed insurance company in New York and approved by the New York State Department of Taxation and Finance, which shall be kept in force throughout the term of the license.
- D. A description of the vehicle, the license plate, make, model, color, and year.
- E. A copy of the certificate of authority to collect sale tax issued by the State of New York, and a tax clearance certificate from the New York Department of Taxation and Finance.

§ 173-28. Production of license; assignment, transfer, sale or loan prohibited.

- A. A person operating a peddling vehicle shall produce the applicable license upon demand.
- B. A vehicle license may not be assigned, transferred, loaned or sold.

§ 173-29. License revocation and suspension.

- A. The Town Clerk may revoke a vehicle license after written notice and a hearing for any of the following causes:
 - (1) Fraud, misrepresentation or false statement contained in the application for license.
 - (2) Fraud, misrepresentation or false statement made in course of carrying on his/her business as peddler or solicitor.

- (3) Any violation of this chapter.
- (4) Conviction of any crime or misdemeanor involving:
- (a) A felony involving the use of a vehicle by the applicant within the last three years, except as otherwise specifically hereinafter provided.
 - (b) A crime involving the manufacture, knowing transportation, possession, sale or habitual use of amphetamine, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (c) Operating a vehicle while under the influence of alcohol, an amphetamine, a narcotic drug, marijuana, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (d) Leaving the scene of an accident.
 - (e) A crime against or involving children.
- (5) Conducting the business of peddling in an unlawful manner so as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- (6) The applicant or licensee has failed to pay any fine, penalty or judgment imposed pursuant to this chapter or any rules promulgated thereunder.
- B. Notice of hearing for revocation of a license shall be given in writing setting forth the grounds of the complaint and the time and place of hearing. Such notice shall be mailed to the licensee at least 10 days prior to the date set for the hearing, except as below set forth.
- C. In addition to the foregoing, the Town Clerk may forthwith temporarily suspend any license issued pursuant to this chapter upon receiving information giving reasonable cause to believe that any licensee hereunder has either violated this chapter by an act involving physical abuse, threats, intimidation or harassment or has been convicted of any violation of this chapter or of any crime or offense endangering the peace, safety, health or general welfare of the inhabitants of this Town. Within 10 days after such suspension, the Town Clerk or designee of same shall conduct a hearing and issue a determination as to whether the license shall be revoked or reinstated. If such hearing or determination is not made within said ten-day period, the license shall be restored automatically.

§ 173-30. Vehicle license tag.

- A. For each vehicle licensed pursuant to this chapter, the Town Clerk shall issue a license plate or tag of durable material which shall bear the word "Peddler," the number of the license and the calendar year for which it was issued, all in characters or figures which are permanent or plainly discernible. The license or tag shall be firmly affixed to the rear of the vehicle for which the license was issued in a conspicuous place and shall be kept clear and readable at all times.
- B. The license tag may not be transferred or attached to any other vehicle, whether or not the other vehicle is under the same ownership.

§ 173-31. Regulation and use.

- A. All peddling vehicles shall be legally parked at the extreme right side of the roadway at the curbline before any services, goods, wares, merchandise or provisions in possession of the seller are offered for sale, delivered or dispensed.
- B. The driver of such vehicle shall not reverse the vehicle to make or attempt to make a sale or otherwise dispense such services, goods, wares, merchandise or provisions.
- C. All selling activities shall take place from or at the curbside of the peddling vehicle.
- D. The sale, delivery or dispensing of products from a peddling vehicle in a street or thoroughfare is prohibited.
- E. In addition to all other legally required equipment, all peddling vehicles shall be equipped with, and the operators thereof shall utilize, the following safety and warning devices:
 - (1) Swing arm.
 - (a) A swing arm that can be extended horizontally from the left side of the vehicle duplicating the design, size and specifications described in Subsection E(1)(b). This arm shall be yellow and black in color and contain two simultaneously flashing yellow lights on the front and two simultaneously flashing red lights on the rear.
 - (b) The swing arm required in Subsection E(1)(a) shall be as follows: An arm made of any material approved by the Director of the Traffic Safety Board of Nassau County. That part of the swing arm that is attached to the vehicle itself shall be 7 3/16 inches in height and when extended outward and to the side of the vehicle shall extend to a length of 18 inches and flared to a height of 18 inches. Located at the upper and lower corners of the eighteen-inch side will be flashing yellow lights visible from the front and red lights visible from the rear. These lights shall be four inches in diameter and shall flash simultaneously. The background of the sign shall be painted yellow and shall be reflective. The lettering shall be painted black. In the middle, in letters five inches in height, shall be painted the word "SLOW," just above the word "SLOW" shall be painted in two-inch letters the word "CHILDREN," just below the word "SLOW" shall be painted in two-inch letters the word "CROSSING." The sign shall be lettered and painted on both sides so that it will be visible from both the front and rear.
 - (c) The bottom of said sign shall be at a height of not less than 42 inches above the level of the street.
 - (2) Convex mirrors mounted on the front and rear of the vehicle so that the driver, in his or her normal seated position, can see the area in front of the truck obscured by the hood and an area in the rear extending across the truck and four feet to the rear of the bumper.
 - (3) Signal lamps mounted at the same level and as high and as widely spaced laterally as practicable. These lamps shall be five to seven inches in diameter and shall display two simultaneously flashing yellow lights to the front and two simultaneously flashing red lights to the rear, both of which are visible at 500 feet in normal sunlight upon a straight, level highway.
- F. All peddling vehicles shall be equipped with trash containers, which the driver of the

peddling vehicle is responsible for properly disposing of.

- G. All peddling vehicles shall also contain a fire extinguisher.
- H. It shall be a violation of this chapter for a driver of a peddling vehicle stopped for the purpose of selling or offering for sale his or her products or service without activating the special flashing lights and extending the swing arm required and described in this section.
- I. In addition to any further requirement that the Town Clerk may impose regarding hours of operation, no peddling vehicle shall operate in the overnight hours between 10:00 p.m. and 8:00 a.m. The Town Clerk has discretion to extend the allowable operating hours of a peddling vehicle upon a showing of good cause.

§ 173-32. Safety training course.

All operators of peddling vehicles shall be required to take such training courses as may be prescribed, from time to time, by the State of New York, the County of Nassau, the Town of Oyster Bay or any subdivision thereof or the Nassau County Police Department and/or the Nassau County Traffic Safety Board, specifically designed to educate and familiarize the operators of peddling vehicles with customary safety standards. There shall be presented to the Town Clerk evidence of the satisfactory completion of such course(s) or, in the case of existing licensees, proof that the applicant is regularly attending such course(s); and proof of the satisfactory completion of such course(s) shall be presented to the Town Clerk within three weeks of the scheduled termination date of any such course.

§ 173-33. Restrictions.

A driver or operator of any peddling vehicle:

- A. Shall not use more than one loudspeaker, bell or other advertising device and said loudspeaker, bell or other advertising device shall not have the capability or capacity to emit a signal louder than 90 decibels at full volume measured at any distance from said device for the purpose of advertising; in no event shall such loudspeaker, bell or other advertising device be used after 9:00 p.m. prevailing time; in no event shall such loudspeaker, bell or other advertising device be used while the peddling vehicle is stopped or standing.
- B. Shall not stop, stand or permit any peddling vehicle to stand or remain:
 - (1) Within 50 feet of any intersection;
 - (2) Within any congested area where such stopping, standing or remaining may impede or inconvenience pedestrian or vehicular traffic, or on any street where the speed limit exceeds 30 miles per hour.
 - (3) At the scene of any accident, fire or other occurrence which may necessitate the use or operation of emergency vehicles.
 - (4) In or about one place in any public place or street for more than 10 minutes for the purpose of soliciting customers not then and there present at such place.
 - (5) In or about one place in any public place or street for more than 30 minutes and shall not stand or remain in the same place for more than one thirty-minute period per

twenty-four-hour period of time.

- (6) For purposes of Subsection B(4) and (5) above, a "place" shall encompass the area covered by a 500-foot radius from the location where the peddling vehicle was last standing, stopped, or remaining.

§ 173-34. Enforcement.

- A. Any New York State Peace Officer or Police Officer, or employee of the Town so designated by the Town of Oyster Bay Commissioner of Public Safety may temporarily seize a peddling vehicle:
- (1) That is not compliant with § 173-30A; or
 - (2) The owner of which fails to comply with § 173-28A; or
 - (3) That is not compliant with § 173-33.
- B. Such peddling vehicle shall be subject to forfeiture as otherwise provided in this chapter. If a forfeiture proceeding is not commenced, the vendor may be charged with the reasonable costs for removal and storage.

§ 173-35. Forfeiture.

- A. In addition to any penalties imposed pursuant to § 173-36 of this chapter, upon any person found guilty of violating § 173-29A, 173-31, or 173-33 of this chapter, all property seized pursuant to this chapter shall be subject to forfeiture upon notice and judicial determination. Notice and commencement of the forfeiture proceeding shall be in accordance with the provisions of the Civil Practice Law and Rules.
- B. The Department having custody of the seized property, after judicial determination of forfeiture shall, upon a public notice of at least five days, sell such forfeited property at public sale. The net proceeds of such sale, after deduction of the lawful expenses incurred, including removal, storage fees and legal fees, shall be paid into the general fund of the Town of Oyster Bay.

§ 173-36. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

A person who violates or aids and abides a person in violating any provision of this chapter shall be guilty of an offense punishable by the court as follows:

- A. For the first violation, a fine of not less than \$100 nor more than \$200;
- B. For the second violation, if issued within a period of three years of the date of issuance or conviction of a first violation, a fine of not less than \$200 nor more than \$300;
- C. For the third violation, if issued within a period of three years of the date of issuance or conviction of a second violation, a fine of not less than \$300 nor more than \$400;
- D. For any subsequent violation issued within a period of three years of the date of issuance or conviction of a prior violation, a fine of not more than \$600.
- E. Any person found by the Bureau of Administrative Adjudication to have violated any

provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

§ 173-37. Appeals.

Any licensee aggrieved by any action or determination of the Town hereunder may appeal to the Commissioner of the Department of Public Safety of the Town of Oyster Bay or his/her designee, within 14 days after receipt of notice of the action or determination complained of, by filing a written statement setting forth fully the grounds for appeal. The Commissioner of the Department of Public Safety or any agent designated by same shall set a time and place for a hearing on such appeal and notice of such hearing shall be mailed to the applicant's last known address at least 10 days prior to the date set for the hearing. The decision and order of the Commissioner of the Department of Public Safety or his/her agent on such appeal shall be final and conclusive.

§ 173-38. Severability.

If any provision of this article is declared unenforceable for any reason by a court of competent jurisdiction, such declaration shall affect only that provision, and shall not affect the remainder of this article, which shall remain in full force and effect.

Chapter 180

PLUMBING

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 20 of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Housing standards — See Ch. 135.

Electrical standards — See Ch. 107.

Licenses and permits — See Ch. 147.

ARTICLE I General Provisions

§ 180-1. Definitions.

- A. As used in this chapter, the following terms shall have the meanings ascribed to them:

MASTER PLUMBER — A person who has satisfied the Board that he possesses the qualifications prescribed in this chapter for master plumbers, passed the prescribed examination and has been duly licensed as such.

PLUMBING — The profession, art or trade of, and all work done and all materials used in and for:

- (1) Introducing, maintaining and extending a supply of water through a pipe or pipes, or any appurtenances thereof, in a building, premises or establishment.
- (2) Installing, connecting or repairing any system of drainage whereby foul waste, cooling water, rain or surplus water, gas, odor, vapor or fluid is discharged or proposed to be discharged through a pipe or pipes from any building, lot, premises or establishment into any main public or private sewer, drain, pit, box, filter bed, leaching well, septic tank or other receptacle or into any natural or artificial body of water or watercourse, upon private or public property, except as otherwise provided for in this chapter.
- (3) Ventilating any building sewer or fixture or appurtenance connected therewith.
- (4) Connecting any building, lot, premises or establishment with any service pipe, building sewer, water pipe, main, public or private sewer or underground structure; performing all classes of work generally done by plumbers.
- (5) The installing, connecting, extending or repairing of any system, material or manufactured gas for use with, including but not limited to appliances, stoves, boilers and heating equipment. **[Added 2-4-1992]**

PLUMBING SYSTEM — Includes the hot and cold water supply; distributing pipes; hot-water storage tanks and connections thereof; the fixtures and fixture traps; the soil, waste and vent pipes; the house drain and house sewer; the stormwater drainage with their devices, appurtenances and connections, all within or adjacent to a building.

- B. Any term not defined in this section, but defined in the New York State Uniform Fire Prevention and Building Code shall, for the purpose of this chapter, be so defined. **[Amended 3-12-1991 by L.L. No. 1-1991]**

§ 180-2. Construal of provisions.

Except where the context clearly requires a literal interpretation of the provisions of this chapter, which is hereby declared to be remedial, it shall be construed liberally to secure the beneficial interests and purposes thereof: public safety, health and welfare, and safety to life and property.

§ 180-3. Applicability.

Surface drainage from parking fields, open grass areas, streets, highways and roads, when connected through a system of piping, is not subject to this chapter, even though piping is

involved. This does not, however, exclude connections to surface drainage systems of house roofs, areas and downspouts or leaders.

§ 180-4. Compliance required.

No new plumbing or drainage work, nor the extension or alteration of existing plumbing or drainage installations, shall be undertaken or performed hereafter except in conformance with the provisions of this chapter.

§ 180-5. Installation standards. [Amended 8-28-1984; 3-12-1991 by L.L. No. 1-1991; 10-16-2012 by L.L. No. 3-2012]

Plumbing installations shall be made in accordance with the standards prescribed in the State Uniform Fire Prevention and Building Code.

§ 180-6. Prior rights reserved; exemption.

The right of all water districts or other municipal water suppliers and of private water companies to control the sizes and types of materials to be used for water supply purposes between the original source of supply and house side of the meter which measures water consumption by any individual consumer of water is hereby recognized. Any repair or replacement of such materials, performed between the original source of supply and the curb cock on a line leading to an individual consumer may be done by the water district, other municipal water supplier or private water company or their respective agents, without obtaining the permit required by this chapter, however, the foregoing provision shall not excuse the failure to obtain any other permit or license otherwise required, and nothing contained in this section shall be construed to excuse a plumber or person employed by any person other than a water district, other municipal water supplier or private water company, from compliance with the provisions of this chapter.

§ 180-7. Discontinuance of water supplies. [Added 2-7-1984]

- A. The Town of Oyster Bay is vitally concerned over the adequacy and suitability of its water supplies and resources and in the measures undertaken to preserve the safety and health quality of the uses thereof. The discharge of waste and other materials into the existing disposal systems which may eventually reach the levels of obtainable water resources is a prime interest of the Town of Oyster Bay in the fulfillment of the public policy of the State of New York as declared in Article 15, Title I, § 15-0105 of the Environmental Conservation Law. Since water districts have been duly constituted to furnish adequate and suitable water to the consumers of the Town of Oyster Bay, it is proper and necessary that said districts, pursuant to § 215, Subdivision 19, of the Town Law of the State of New York, be delegated the authority to preserve and contain acceptable qualities of our water resources. In accordance therewith, all water districts in the Town of Oyster Bay, established and functioning as special improvement districts by authority of the Town Board of the Town of Oyster Bay, shall be empowered, subject to the conditions hereinafter set forth, to terminate and discontinue water services and supplies to any domestic, commercial, industrial, agricultural or other nonmunicipal enterprise or user thereof which had been found by the governing authorities of said water districts to discharge or permit the discharge of, directly or indirectly, into the water disposal systems or upon any property in the Town of Oyster Bay, any pollutants, contaminants or any other substances deemed to endanger the health, safety and welfare of the community and its inhabitants.

- B. The termination and discontinuance of water services and supplies shall be predicated upon a determination of the New York State Department of Environmental Conservation that said discharge or discharges are in violation of prevailing laws, rules, regulations and criteria under Article 15 of the New York State Environmental Conservation Law; then the water district governing authorities shall thereupon seek and obtain a judicial determination and order from a court of competent jurisdiction to grant said authorities the right to discontinue or terminate water supplies.

§ 180-8. Excavations.

- A. No person shall open any street, highway, road or traveled way until he shall have obtained the necessary excavation permits from the proper authority having jurisdiction to issue such permits.
- B. Excavations or street openings necessary for sewer connections or installing house sewers and water service pipes shall be made in accordance with the regulations of the Town Superintendent of Highways, the County Department of Public Works or the State Superintendent of Public Works, and the ordinances applicable thereto.

§ 180-9. Payment of fees. [Amended 10-16-2012 by L.L. No. 3-2012]

All fees required by this chapter will be charged according to the amounts indicated for each type of application on the Fee Schedule as determined by the Commissioner of Planning and Development.

ARTICLE II
Water Conservation
[Added 1-5-1988]

§ 180-10. (Reserved)⁵¹

§ 180-11. Irrigation.

- A. Underground irrigation systems. The installation of underground irrigation systems shall meet the following requirements:
 - (1) Automatic underground irrigation systems controlled by timing devices must operate in accordance with the time and date restrictions set forth in the Nassau County Water Conservation Ordinance No. 248-A-1987, as amended. Said system shall not operate when rainfall exceeds an accumulation of 1/3 inch within a twenty-four-hour period.
 - (2) Underground irrigation systems shall not be planned, installed or operated so as to permit water to spray on public sidewalks, paved areas or neighboring parcels. In addition, no underground piping shall be laid within the Town highway right-of-way without obtaining a permit from the Department of Public Works, pursuant to § 205-8 of the Code, as amended. [Amended 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022]
- B. Nothing in this section shall be construed to limit, restrict or prohibit irrigation of any sort which is accomplished by obtaining water by means that would not deprive or otherwise retard recharge of the Town of Oyster Bay sole source aquifer system.

§ 180-12. Commercial and industrial uses. [Amended 10-16-2012 by L.L. No. 3-2012]

- A. Any expansion of existing or proposed new commercial or industrial buildings shall require the submission of a water conservation plan to the Town of Oyster Bay Department of Planning and Development. Said water conservation plan shall be submitted pursuant to rules and regulations set forth by the Commissioner of the Department of Planning and Development.
- B. Air-conditioning systems.
 - (1) All commercial and industrial water-operative air-conditioning systems, refrigeration or other water-cooling equipment shall be equipped with a water-recycling system.
- C. Car washes and fleet maintenance. All commercial car washes and all fleet vehicle washes shall be equipped with water-recycling systems.

§ 180-13. Exceptions. [Amended 10-16-2012 by L.L. No. 3-2012]

For those instances where local water purveyors have established limitations more restrictive than provided in this Code, said provisions may be imposed as an exception to those provisions of this Code upon the approval and authorization of the Commissioner of the Department of Planning and Development.

51. Editor's Note: Former § 180-10, Plumbing fixtures, was repealed 10-16-2012 by L.L. No. 3-2012.

**ARTICLE III
Administration and Enforcement**

§ 180-14. Enforcing agent. [Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012]

It shall be the duty of the Commissioner of the Department of Planning and Development or his designee and he is hereby given the power and authority to enforce the provisions of this chapter.

§ 180-15. Reports. [Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012]

The Commissioner of the Department of Planning and Development or his designee shall make a monthly report to the Town Board of fees collected by him.

§ 180-16. Plumbing Inspector. [Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012]

- A. The Plumbing Inspector shall be an assistant to the Commissioner of the Department of Planning and Development.
- B. The Plumbing Inspector shall examine applications for permits required by this chapter, and if the applications are found to comply with the provisions of this chapter, the permit for the work specified shall be issued; he shall also examine all plumbing work as it is being installed or performed to see that it complies with the provisions of this chapter and the conditions of the permit.
- C. Whenever the Plumbing Inspector finds, upon examination, that a violation of a provision of this chapter or any unsafe or unhealthful condition exists, he shall endeavor to compel an immediate correction of the condition. Failing in this, he shall make a report of the condition deemed to be unsafe or unhealthful or in violation of this chapter and deliver a copy of the report to the owner, agent or other person in charge of or in control of the premises, and report the violation to the Commissioner of the Department of Planning and Development or his designee who shall enforce the provisions of this chapter by any appropriate remedies as provided by law or equity.

§ 180-17. Right of entry.

In the discharge of his duties, the Plumbing Inspector shall have authority to enter any premises, building or structure.

§ 180-18. Records.

The Plumbing Inspector shall keep a record of permit applications filed, permits issued, certificates issued, reports, notices and orders issued.

§ 180-19. Approval of details.

All details of plumbing work not otherwise provided for in this chapter shall be of a kind and quality approved by the Plumbing Inspector.

§ 180-20. Penalties for offenses. [Amended 1-5-1988; 3-7-2023 by L.L. No. 4-2023]

- A. Each person who shall violate any provision of this chapter or regulations adopted thereunder shall be guilty of a violation punishable by a fine of not more than \$350 or by

imprisonment of not more than 15 days, or by both such fine and imprisonment for each such offense. The owner of a building, structure or premises or part thereof where anything in violation of this chapter shall be placed or shall exist, and any architect, building contractor, agent, person or corporation employed in connection therewith and who may have assisted in the commission of such violation shall each be guilty of a separate offense, and, upon conviction thereof, shall be punished as provided in this section.

- B. The imposition of the penalties prescribed for a violation of this chapter shall not preclude the Town Attorney from instituting any appropriate action or proceeding to prevent an unlawful erection, construction, reconstruction, alteration, repair, conversion, maintenance or use, or to restrain, correct or abate a violation, or to prevent an illegal act, conduct, business or use in or about any premises.

§ 180-20.1. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

§ 180-21. Nonconformity prohibited. [Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012]

No oversight or dereliction of duty on the part of the Commissioner of the Department of Planning and Development or his designee shall legalize the erecting, construction, alteration, removal of use or occupancy of a building or structure that does not conform to the provisions of this chapter.

ARTICLE IV Plumbing Permits

§ 180-22. Required. [Amended 7-23-1974; 1-5-1988; 2-4-1992; 10-16-2012 by L.L. No. 3-2012]

- A. At the time of filing an application for a building permit, each applicant shall include an application for a plumbing permit properly signed by a master plumber. The applicant shall pay the permit fee in the amount as determined by the Commissioner of the Department of Planning and Development.
- B. Permit required in all cases.
 - (1) It shall be unlawful to perform any plumbing, drainage or sewage work in a building or structure or to extend or alter any existing plumbing or drainage work or connect any public sewer system to a private sewer, drain pit, filter bed, leaching well, septic tank or other receptacle or install a fuel storage tank inside or outside of a building unless a permit has been obtained from the Division of Building of the Department of Planning and Development. Repairs to existing plumbing or drainage systems or the replacing of existing fixtures may be made without filing an application or obtaining a permit, except that such repairs shall not be construed to mean installation of plumbing or sewage pipes, including the installation of vertical or horizontal soil, waste or vent pipes or main house drains.
 - (2) No fire protection system consisting of piping having fixed sprinkler heads shall be installed in a building unless a permit has been obtained from the Division of Building of the Department of Planning and Development.
 - (3) In any private residence when the installation of additional heat-producing units is made, such as domestic hot-water heaters and gas ranges, at the same time the main space heating unit is installed such additional units may be covered by the same permit issued to cover the main space heating unit, with proper amendment issued by the Commissioner of the Department of Planning and Development.
 - (4) No underground irrigation system shall be installed unless a building permit has been obtained from the Division of Building of the Department of Planning and Development.

§ 180-23. Application for permit. [Amended 3-12-1991 by L.L. No. 1-1991]

- A. Application for a permit to be issued pursuant to this chapter shall be made by a master plumber licensed pursuant to this chapter on forms furnished by the Division of Building.
- B. The Division of Building may require an application for a permit to be issued pursuant to this chapter to be accompanied by plans, when the plans are necessary for an intelligent understanding of the work for which the permit is sought.

§ 180-24. Changes to plans and specifications.

No changes shall be made in the specifications or plans for plumbing or drainage work after a permit has been issued pursuant to this chapter, unless an amendment showing such changes has been made to the application and has been approved by the Plumbing Inspector.

§ 180-25. County approval. [Amended 3-12-1991 by L.L. No. 1-1991]

Before a permit required by this chapter may be issued for plumbing in any building where industrial wastes are to be disposed of, written approval from the County Health Department must be on file with the Division of Building.

§ 180-26. Review of application; issuance.

- A. Each application for a permit required by this chapter shall be examined as soon as practicable after filing and, if it conforms to this chapter, a permit for the work shall be issued.
- B. Each permit issued pursuant to this chapter shall be countersigned by the Plumbing Inspector.

§ 180-27. Fees. [Amended 7-23-1974; 2-7-1984; 6-14-1988; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012]

- A. A permit is required for each of the items listed below that are referenced under this chapter. The permit fee for each item in the following list shall be the amount as determined by the Commissioner of Planning and Development.
 - (1) Plumbing fixture installation.
 - (2) Fuel type storage tank unit installation, addition or replacement, within or outside a building, including required piping and accessory equipage.
 - (3) Heating furnace or burner installation, addition or replacement, except for non-gas-fired cooking appliances in residential units.
 - (4) Fire sprinkler system installation or replacement in a building consisting of fixed sprinkler heads.
 - (5) Connection to any public sanitary sewer system from any private receptacle or private community sanitary sewer system.
 - (6) Vent stack erection.
 - (7) Gasoline, oil or propane storage tank installation or replacement.
- B. The payment of the fee for a permit required by this chapter shall not relieve the permittee from the payment of other fees prescribed by law, this Code or other Town ordinance.
- C. The fees for a permit required under this chapter shall be in an amount as determined by the Commissioner of Planning and Development.

§ 180-28. Term. [Amended 6-26-2018 by L.L. No. 6-2018; 1-29-2019 by L.L. No. 1-2019]

Each permit issued pursuant to this chapter shall expire one year from the date of issuance, unless renewed upon payment of a fee as set forth in the fee schedule established by the Department of Planning and Development.

§ 180-29. Display.

Upon demand by the Plumbing Inspector, the permit issued pursuant to this chapter and other necessary permits shall be produced for inspection.

ARTICLE V
Certificates of Approval

§ 180-30. Required.

It shall be unlawful for an owner to use or permit the use of any plumbing or drainage until a certificate of approval has been issued by the Plumbing Inspector.

§ 180-31. Application.

An application for a certificate of approval shall be made by the plumber, and the fee required for a certificate of approval shall be submitted with the application therefor.

§ 180-32. Fee. [Amended 6-14-1988; 10-16-2012 by L.L. No. 3-2012]

The fee for a certificate of approval shall be in accordance with the amount indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.

§ 180-33. Inspection.

Upon the completion of plumbing or drainage work for which a permit was issued pursuant to this chapter, the Plumbing Inspector shall inspect the work and shall issue a certificate of approval of the work if the work has been done in accordance with this chapter and other provisions of this Code and other town ordinances applicable thereto.

ARTICLE VI
Plumbers

§ 180-34. Partnerships and corporations. [Amended 6-16-1998 by L.L. No. 1-1998]

A partnership or corporation may establish, engage in or carry on the business of plumbing under a master plumber's license granted in accordance with the provisions of this section to a master plumber who is the principal stockholder in such business, holds an office in that business and will be responsible for the carrying on of such business in accordance with the provisions of the laws, ordinances and regulations of the state, county and town applicable to said business.

§ 180-35. Retirement; change of address. [Amended 3-12-1991 by L.L. No. 1-1991]

Whenever a person licensed pursuant to this chapter shall retire from business or remove his place of business from the place named in his application for the license, the Division of Building shall be notified of such retirement or removal, and shall be given the address of the new place of business in case of a removal.

ARTICLE VII

Plumbers' Examining Board

[Amended 5-6-1980; 10-16-2012 by L.L. No. 3-2012; 1-29-2019 by L.L. No. 1-2019]

§ 180-36. Establishment; organization.

There shall be a Board called the Plumbers' Examining Board, which shall consist of five members appointed by the Town Board, who shall hold office at the pleasure of the Town Board. Each member shall receive such compensation as the Town Board may determine.

§ 180-37. Qualifications.

Members of the Board shall be master plumbers who shall each have had not less than 10 years' practical experience in the plumbing trade.

§ 180-38. Meetings.

The Board shall meet twice a month at the call of its Chairman. The Board shall also hold such emergency sessions as its Chairman may call, with the approval of the Commissioner of the Department of Planning and Development. Notice of meetings of the Board shall be given by mailing a notice of the time and place of meeting, addressed to each member at his or her last known post office address, at least five days before the time of such meeting, or by personal delivery of such notice to each Board member at least two days before the time of such meeting.

§ 180-39. Rules and regulations.

The Board shall make rules and regulations for the conduct of its business as an examining board.

ARTICLE VIII
Plumbers' Licenses

[Amended 2-25-1975; 12-29-1975; 5-6-1980; 3-12-1991 by L.L. No. 1-1991; 2-4-1992; 6-2-1992; 1-4-2000 by L.L. No. 1-2000; 10-16-2012 by L.L. No. 3-2012; 1-29-2019 by L.L. No. 1-2019]

§ 180-40. License required; misrepresentation.

- A. It shall be unlawful for any person or entity, either directly or indirectly, to install, repair, alter or modify any plumbing or heating system or fixtures, or any sanitary, vent or potable water system, in the Town of Oyster Bay, without a master plumber's license, issued or recognized by the Town, being first procured and kept in effect pursuant to this chapter, except for individuals who are employees of a person or entity who has a master plumber's license, duly issued by the Town of Oyster Bay.
- B. It shall be unlawful for any person to conduct a business of plumbing within the Town of Oyster Bay without a master plumber's license, issued or recognized by the Town, being first procured and kept in effect pursuant to this chapter.
- C. It shall be unlawful for any person to represent him/herself as a plumber, master plumber, or plumbing contractor on signs, cards, stationery, vehicles, contracts, written estimates, in advertising or in any other manner, by the use of the word "plumber" or "plumbing" or any words of similar import or meaning, unless he or she has complied with this chapter and holds a license issued pursuant thereto.
- D. Each week's continued violation shall constitute a separate additional violation.
- E. The Town Board may also maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of any such ordinance, rule or regulation, notwithstanding the provision for a penalty or other punishment for such violation.

§ 180-41. Application; examination.

Any person desiring a license required by this chapter shall, before being examined, make application, in writing, to the Plumbers' Examining Board, on such forms as may be prescribed by the Examining Board, and submit therewith two photographs of the applicant, approximately 1 1/2 by 1 1/2 inches, taken within 30 days of submission, together with such other information as the Board may require concerning the applicant's fitness and qualifications to receive a license. The Plumbers' Examining Board shall arrange and conduct an examination as to the competency and qualifications of each applicant within six months of the date of the application; except that applicants who maintain a principal place of business within any municipality in the state and are duly licensed as master plumbers by that municipality, which municipality has entered into a reciprocity agreement with the Town, shall be exempt from the examination requirement, but shall submit the prescribed application, together with a certificate of competency, a certified copy of a currently valid master plumber's license, and proof of insurance in compliance with § 80-42 of this chapter.

§ 180-42. Public liability and property damage insurance.

Every applicant shall, prior to the issuance of a master plumber's license or a renewal thereof,

obtain public liability insurance, and file a certificate thereof with the Department of Planning and Development, which shall protect him/her from claims for damages for bodily injury, including death, as well as claims for damages to property. The limits of said policy shall be not less than \$1,000,000 single limit for all damages arising out of bodily injury and property damage, with a general aggregate of \$2,000,000. The Town of Oyster Bay must be listed as an additional insured and a certificate holder of said insurance coverage. The insurer must be a New York State licensed insurer with an "A" rating by AM Best and Company. The term of said insurance policy shall be for the term of the license and said insurance shall remain in full force and effect throughout the license period and shall provide that cancellation or material modification to such policy shall not be made unless at least 15 days' prior written notice thereof be given by registered or certified mail to the Commissioner of the Department of Planning and Development of the Town of Oyster Bay.

§ 180-43. Fees.

Each applicant for a license required by this chapter, except as may otherwise be provided by a reciprocity agreement with other municipalities, shall pay a nonrefundable filing fee for each application and an additional fee upon the issuance of a license in an amount as determined by the Commissioner of the Department of Planning and Development.

§ 180-44. Review of application; examination; issuance of license.

- A. The Plumbers' Examining Board shall refuse an application from any person who at the time of making application may be unlawfully engaged in business as a master plumber.
- B. All applications shall expire and be canceled after a period of one year if the applicant does not appear for examination or reexamination within that period.
- C. All examinations shall be written by the applicant and must be in English.
- D. The time of holding the examination shall be left to the discretion of the Examining Board. Ample notice shall be given to the applicants.
- E. After an examination for a license required by this chapter, the Plumbers' Examining Board shall endorse on the application its approval or disapproval of the application and, if approved, the Division of Building shall grant a license to the applicant.

§ 180-45. Term; renewal; fee; reexamination.

- A. All licenses issued pursuant to this chapter shall expire on the last day of December of the third year following the date of issue, provided they are in good standing with § 180-44.
- B. Licenses may be renewed without examination upon timely payment of a renewal fee in an amount as determined by the Commissioner of Planning and Development, and filing of proof of insurance.
- C. If a licensee under this chapter fails to make proper and timely application for the renewal of his or her license he or she shall be required to reapply and pay the initial license fee, pursuant to § 180-43.
- D. A licensee who fails to renew his or her license for five consecutive years shall be subject to reexamination, as if applying for an initial license, and shall pay the examination fee as

provided in § 180-43.

§ 180-46. Inactive licenses.

Any person licensed pursuant to this chapter who, because of his or her municipal employment, may be subjected to a conflict of interest, may surrender his or her license to the Commissioner of the Department of Planning and Development or his or her designee, which license may be held inactive without a renewal fee required until such time as the licensee may not be in municipal employment. Upon written notification from the licensee, his or her plumbing license shall be immediately restored upon payment of the current registration renewal fee.

§ 180-47. License restrictions.

- A. No master plumber shall, directly or indirectly, allow his/her license to be used in connection with work not actually performed by him/her or his/her employee(s). Employees shall be considered people who work for the master plumber for no fewer than 35 hours per week, or for no fewer than the minimum number of hours required of employees under applicable union rules, as determined by the Commissioner of the Department of Planning and Development or his/her designee.
- B. No master plumber may hold/own or be an officer of more than one corporation for the purpose of performing plumbing work. A master plumber must notify the Town, in writing of the corporation he/she does plumbing work for, of his/her position in the corporation, and with a list of the other licensed plumbers, if any, working for the corporation.

§ 180-48. Revocation and suspension of licenses.

A master plumber's license granted under the provisions of this chapter may be revoked or suspended by the Commissioner of the Department of Planning and Development, for any of the following conduct after due notice to the licensee, and after a hearing by the Plumbers' Examining Board on the matter:

- A. Failure to file an application for a permit prior to the installation of plumbing work;
- B. Failure to take the required action called for upon receipt of a notice of violation;
- C. Performance of plumbing work in violation of the requirements of this chapter;
- D. Violating license restrictions, including renting or lending a license to a third party (see § 180-47, above);
- E. A felony conviction;
- F. Altering or defacing a certificate of inspection or approval; or
- G. Filing an application to perform plumbing work, for a person not licensed as a master plumber by the Town of Oyster Bay.

§ 180-49. Notice, hearing, findings, recommendation and action.

- A. Notice. The notice of hearing required under § 180-48 shall state the charges that are the basis of the proposed revocation or suspension, constituting violation(s) of one or more provisions listed in § 180-47 and 180-48 hereof. Said notice shall be served either

personally or by certified mail, return receipt requested, to the licensee's last known address.

- B. Hearing. Said hearing shall be held after at least 10 days' notice to the licensee. At said hearing, the licensee shall have an opportunity to appear and be heard in relation to the proposed revocation or suspension. Minutes of the hearing shall be transcribed by a court reporter.
- C. Determination. After the required hearing is conducted, and written findings of fact and a recommendation is provided by the Plumbers Examining Board, the Commissioner of the Department of Planning and Development may, in addition to any other remedy available to him or her, revoke (or suspend for a period of up to one year) any master plumber's license.

§ 180-50. Penalties.

- A. Each week's continued violation of the conduct set forth in § 180-47 or 180-48 shall constitute a separate additional violation.
- B. In addition to the Commissioner's right to revoke or suspend the master plumber's license, or alternatively, after the hearing and upon a finding of violation(s), the Commissioner of the Department of Planning and Development may impose civil penalties on any master plumber committing an offense against any of the provisions of § 180-47 or § 180-48, in an amount not less than \$3,000 nor more than \$5,000 for the first offense, in an amount not less than \$5,000 nor more than \$7,500 for a second offense, and in an amount not less than \$7,500 nor more than \$10,000 for any subsequent offense(s).
- C. The Town Board may also maintain an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance with or to restrain by injunction the violation of any such ordinance, rule or regulation, notwithstanding the provision for a penalty or other punishment for such violation.

§ 180-51. Violation of directives.

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner of the Department of Planning and Development or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900.

§ 180-52. Severability.

If any provision of this chapter or the application thereof is held invalid for any reason, the remainder of this chapter and the application thereof shall not be affected thereby.

Chapter 181

PROHIBITION OF ILLICIT DISCHARGES, ACTIVITIES AND CONNECTIONS TO SEPARATE STORM DRAIN SYSTEM

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 12-1-2009 by L.L. No. 11-2009. Amendments noted where applicable.]

GENERAL REFERENCES

Flood damage prevention — See Ch. 121.

Stormwater management and erosion and sediment control — See Ch. 204.

§ 181-1. Purpose; objectives.

The purpose of this chapter is to provide for the health, safety, and general welfare of the citizens of the Town of Oyster Bay through the regulation of nonstormwater discharges to the municipal separate storm sewer system (MS4) to the maximum extent practicable as required by federal and state law. This chapter establishes methods for controlling the introduction of pollutants into the MS4 in order to comply with requirements of the SPDES General Permit for Municipal Separate Storm Sewer Systems. The objectives of this chapter are:

- A. To meet the requirements of the SPDES General Permit for Stormwater Discharges from MS4s, Permit No. GP-0-08-002, or as amended or revised;
- B. To regulate the contribution of pollutants to the MS4 since such systems are not designed to accept, process or discharge nonstormwater wastes;
- C. To prohibit illicit discharges, activities and connections to the MS4;
- D. To establish legal authority to carry out all inspection, surveillance and monitoring procedures necessary to ensure compliance with this chapter; and
- E. To promote public awareness of the hazards involved in the improper discharge of trash, yard waste, lawn chemicals, pet waste, wastewater, grease, oil, petroleum products, cleaning products, paint products, hazardous waste, sediment and other pollutants into the MS4.

§ 181-2. Definitions.

Whenever used in this chapter, unless a different meaning is stated in a definition applicable to only a portion of this chapter, the following terms will have meanings set forth below:

BEST MANAGEMENT PRACTICES (BMPs) — Schedules of activities, prohibitions of practices, general good housekeeping practices, pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to stormwater, receiving waters, or stormwater conveyance systems. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

CLEAN WATER ACT — The Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.),

and any subsequent amendments thereto.

CONSTRUCTION ACTIVITY — Activities requiring authorization under the SPDES permit for stormwater discharges from construction activity, GP-02-01, as amended or revised. These activities include construction projects resulting in land disturbance of one or more acres. Such activities include but are not limited to clearing and grubbing, grading, excavating, and demolition.

DEPARTMENT — The New York State Department of Environmental Conservation.

HAZARDOUS MATERIALS — Any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause or significantly contribute to a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.

ILLICIT CONNECTIONS — Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the MS4, including but not limited to:

- A. Any conveyances which allow any nonstormwater discharge including treated or untreated sewage, process wastewater, and wash water to enter the MS4 and any connections to the storm drain system from indoor drains and sinks, regardless of whether said drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or
- B. Any drain or conveyance connected from a commercial or industrial land use to the MS4 which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.

ILLICIT DISCHARGE — Any direct or indirect nonstormwater discharge to the MS4, except as exempted in § 181-6 of this chapter.

INDUSTRIAL ACTIVITY — Activities requiring the SPDES permit for discharges from industrial activities except construction, GP-98-03, as amended or revised.

MS4 — Municipal separate storm sewer system.

MUNICIPAL SEPARATE STORM SEWER SYSTEM — A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains):

- A. Owned or operated by the Town of Oyster Bay;
- B. Designed or used for collecting or conveying stormwater;
- C. Which is not a combined sewer; and
- D. Which is not part of a publicly owned treatment works (POTW) as defined at 40 CFR 122.2.

MUNICIPALITY — The Town of Oyster Bay.

NONSTORMWATER DISCHARGE — Any discharge to the MS4 that is not composed entirely of stormwater.

PERSON — Any individual, association, organization, partnership, firm, corporation or other entity recognized by law and acting as either the owner or as the owner's agent.

POLLUTANT — Dredged spoil, filter backwash, solid waste, incinerator residue, treated or untreated sewage, garbage, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, sand and industrial, municipal, agricultural waste and ballast discharged into water, which may cause or might reasonably be expected to cause pollution of the waters of the state in contravention of the standards.

PREMISES — Any building, lot, parcel of land, or portion of land, whether improved or unimproved, including adjacent sidewalks and parking strips.

SPECIAL CONDITIONS —

- A. Discharge compliance with water quality standards. The condition that applies where a municipality has been notified that the discharge of stormwater authorized under its MS4 permit may have caused or has the reasonable potential to cause or contribute to the violation of an applicable water quality standard. Under this condition the municipality must take all necessary actions to ensure future discharges do not cause or contribute to a violation of water quality standards.
- B. 303(d) listed waters. The condition in the municipality's MS4 permit that applies where the MS4 discharges to a 303(d) listed water. Under this condition the stormwater management program must ensure no increase of the listed pollutant of concern to the 303(d) listed water.
- C. Total maximum daily load (TMDL) strategy. The condition in the municipality's MS4 permit where a TMDL including requirements for control of stormwater discharges has been approved by the EPA for a waterbody or watershed into which the MS4 discharges. If the discharge from the MS4 did not meet the TMDL stormwater allocations prior to September 10, 2003, the municipality was required to modify its stormwater management program to ensure that reduction of the pollutant of concern specified in the TMDL is achieved.
- D. The condition in the municipality's MS4 permit that applies if a TMDL is approved in the future by the EPA for any waterbody or watershed into which an MS4 discharges. Under this condition the municipality must review the applicable TMDL to see if it includes requirements for control of stormwater discharges. If an MS4 is not meeting the TMDL stormwater allocations, the municipality must, within six months of the TMDL's approval, modify its stormwater management program to ensure that reduction of the pollutant of concern specified in the TMDL is achieved.

STATE POLLUTANT DISCHARGE ELIMINATION SYSTEM (SPDES) STORMWATER DISCHARGE PERMIT — A permit issued by the Department that authorizes the discharge of pollutants to waters of the state.

STORMWATER — Rainwater, surface runoff, snowmelt and drainage.

STORMWATER MANAGEMENT OFFICER — The Commissioner of the Department of Public Works, or his or her designee, who shall be responsible to accept and review stormwater pollution prevention plans, forward the plans to the applicable municipal board and inspect stormwater management practices. [Amended 6-26-2018 by L.L. No. 6-2018]

303(d) LIST — A list of all surface waters in the state for which beneficial uses of the water (drinking, recreation, aquatic habitat, and industrial use) are impaired by pollutants, prepared periodically by the Department as required by Section 303(d) of the Clean Water Act. 303(d)

listed waters are estuaries, lakes and streams that fall short of state surface water quality standards and are not expected to improve within the next two years.

TMDL — Total maximum daily load.

TOTAL MAXIMUM DAILY LOAD — The maximum amount of a pollutant to be allowed to be released into a waterbody so as not to impair uses of the water, allocated among the sources of that pollutant.

WASTEWATER — Water that is not stormwater, is contaminated with pollutants and is or will be discarded.

§ 181-3. Applicability.

This chapter shall apply to all water entering the MS4 generated on any developed and undeveloped lands unless explicitly exempted by an authorized enforcement agency.

§ 181-4. Responsibility for administration.

The Stormwater Management Officer(s) [SMO(s)] shall administer, implement, and enforce the provisions of this chapter. Such powers granted or duties imposed upon the authorized enforcement official may be delegated in writing by the SMO as may be authorized by the municipality.

§ 181-5. Severability.

The provisions of this chapter are hereby declared to be severable. If any provision, clause, sentence, or paragraph of this chapter or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this chapter.

§ 181-6. Discharge and connection prohibitions.

A. Prohibition of illegal discharges. No person shall discharge or cause to be discharged into the MS4 any materials other than stormwater except as provided in Subsection A(1). The commencement, conduct or continuance of any illegal discharge to the MS4 is prohibited except as described as follows:

- (1) The following discharges are exempt from discharge prohibitions established by this chapter, unless the Department or the municipality has determined them to be substantial contributors of pollutants: water line flushing or other potable water sources, landscape irrigation or lawn watering, existing diverted stream flows, rising groundwater, uncontaminated groundwater infiltration to storm drains, uncontaminated pumped groundwater, foundation or footing drains, crawl space or basement sump pumps, air conditioning condensate, irrigation water, springs, water from individual residential car washing, natural riparian habitat or wetland flows, dechlorinated swimming pool discharges, residential street wash water, water from fire-fighting activities, and any other water source not containing pollutants. Such exempt discharges shall be made in accordance with an appropriate plan for reducing pollutants.
- (2) Discharges approved in writing by the SMO to protect life or property from imminent harm or damage, provided that such approval shall not be construed to constitute

compliance with other applicable laws and requirements, and further provided that such discharges may be permitted for a specified time period and under such conditions as the SMO may deem appropriate to protect such life and property while reasonably maintaining the purpose and intent of this chapter.

- (3) Dye testing in compliance with applicable state and local laws is an allowable discharge, but requires a verbal notification to the SMO prior to the time of the test.
- (4) The prohibition shall not apply to any discharge permitted under a SPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Department, provided that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the MS4.

B. Prohibition of illicit connections.

- (1) The construction, use, maintenance or continued existence of illicit connections to the MS4 is prohibited.
- (2) This prohibition expressly includes, without limitation, illicit connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.
- (3) A person is considered to be in violation of this chapter if the person connects a line conveying sewage to the municipality's MS4, or allows such a connection to continue.

§ 181-7. Prohibition against activities contaminating stormwater.

- A. Activities that are subject to the requirements of this section are those types of activities that:
 - (1) Cause or contribute to a violation of the municipality's MS4 SPDES permit.
 - (2) Cause or contribute to the municipality being subject to the special conditions as defined in § 181-2 (Definitions) of this chapter.
- B. Upon notification to a person that he or she is engaged in activities that cause or contribute to violations of the municipality's MS4 SPDES permit authorization, that person shall take all reasonable actions to correct such activities such that he or she no longer causes or contributes to violations of the municipality's MS4 SPDES permit authorization.

§ 181-8. Use of best management practices required.

- A. Best management practices. Where the SMO has identified illicit discharges as defined in § 181-2 or activities contaminating stormwater as defined in § 181-7, the municipality may require implementation of best management practices (BMPs) to control those illicit discharges and activities.
 - (1) The owner or operator of a commercial or industrial establishment shall provide, at his/her own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the MS4 through the use of structural and nonstructural BMPs.

- (2) Any person responsible for a property or premise, which is or may be the source of an illicit discharge as defined in § 181-2 or an activity contaminating stormwater as defined in § 181-7 may be required to implement, at said person's expense, additional structural and nonstructural BMPs to reduce or eliminate the source of pollutant(s) to the MS4.
- (3) Compliance with all terms and conditions of a valid SPDES permit authorizing the discharge of stormwater associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section.

§ 181-9. Suspension of access to MS4.

- A. The SMO may, without prior notice, suspend MS4 discharge access to a person when such suspension is necessary to stop an actual or threatened discharge which presents or may present imminent and substantial danger to the environment, to the health or welfare of persons, or to the MS4. The SMO shall notify the person of such suspension within a reasonable time thereafter in writing of the reasons for the suspension. If the violator fails to comply with a suspension order issued in an emergency, the SMO may take such steps as deemed necessary to prevent or minimize damage to the MS4 or to minimize danger to persons.
- B. Suspension due to the detection of illicit discharge. Any person discharging to the municipality's MS4 in violation of this chapter may have his/her MS4 access terminated if such termination would abate or reduce an illicit discharge. The SMO will notify a violator in writing of the proposed termination of its MS4 access and the reasons therefor. The violator may petition the SMO for a reconsideration and hearing. Access may be granted by the SMO if he/she finds that the illicit discharge has ceased and the discharger has taken steps to prevent its recurrence. Access may be denied if the SMO determines in writing that the illicit discharge has not ceased or is likely to recur. A person commits an offense if the person reinstates MS4 access to premises terminated pursuant to this section, without the prior approval of the SMO.

§ 181-10. Industrial or construction activity discharges.

Any person subject to an industrial or construction activity SPDES stormwater discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit may be required in a form acceptable to the municipality prior to the allowing of discharges to the MS4.

§ 181-11. Access to and monitoring of discharges.

- A. Applicability. This section applies to all facilities that the SMO must inspect to enforce any provision of this chapter, or whenever the authorized enforcement agency has cause to believe that there exists, or potentially exists, in or upon any premises any condition which constitutes a violation of this chapter.
- B. Access to facilities.
 - (1) The SMO shall be permitted to enter and inspect facilities subject to regulation under this chapter as often as may be necessary to determine compliance with this chapter. If a discharger has security measures in force which require proper identification and clearance before entry into its premises, the discharger shall make the necessary

arrangements to allow access to the SMO.

- (2) Facility operators shall allow the SMO ready access to all parts of the premises for the purposes of inspection, sampling, examination and copying of records as may be required to implement this chapter.
- (3) The municipality shall have the right to set up on any facility subject to this chapter such devices as are necessary in the opinion of the SMO to conduct monitoring and/or sampling of the facility's stormwater discharge.
- (4) The municipality has the right to require the facilities subject to this chapter to install monitoring equipment as is reasonably necessary to determine compliance with this chapter. The facility's sampling and monitoring equipment shall be maintained at all times in a safe and proper operating condition by the discharger at its own expense. All devices used to measure stormwater flow and quality shall be calibrated to ensure their accuracy.
- (5) Unreasonable delays in allowing the municipality access to a facility subject to this chapter is a violation of this chapter. A person who is the operator of a facility subject to this chapter commits an offense if the person denies the municipality reasonable access to the facility for the purpose of conducting any activity authorized or required by this chapter.
- (6) If the SMO has been refused access to any part of the premises from which stormwater is discharged, and he/she is able to demonstrate probable cause to believe that there may be a violation of this chapter, or that there is a need to inspect and/or sample as part of a routine inspection and sampling program designed to verify compliance with this chapter or any order issued hereunder, then the SMO may seek issuance of a search warrant from any court of competent jurisdiction.

§ 181-12. Notification of spills.

Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation, has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into the MS4, said person shall take all necessary steps to ensure the discovery, containment, and cleanup of such release. In the event of such a release of hazardous materials, said person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of nonhazardous materials, said person shall notify the municipality in person or by telephone or facsimile no later than the next business day. Notifications in person or by telephone shall be confirmed by written notice addressed and mailed to the municipality within three business days of the telephone notice. If the discharge of prohibited materials emanates from a commercial or industrial establishment, the owner or operator of such establishment shall also retain an on-site written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three years.

§ 181-13. Enforcement.

- A. Notice of violation. When the municipality's SMO finds that a person has violated a prohibition or failed to meet a requirement of this chapter, he/she may order compliance by

written notice of violation to the responsible person. Such notice may require, without limitation:

- (1) The elimination of illicit connections or discharges;
 - (2) That violating discharges, practices, or operations shall cease and desist;
 - (3) The abatement or remediation of stormwater pollution or contamination hazards and the restoration of any affected property;
 - (4) The performance of monitoring, analyses, and reporting;
 - (5) Payment of a fine; and
 - (6) The implementation of source control or treatment BMPs. If abatement of a violation and/or restoration of affected property is required, the notice shall set forth a deadline within which such remediation or restoration must be completed. Said notice shall further advise that, should the violator fail to remediate or restore within the established deadline, the work will be done by a designated governmental agency or a contractor and the expense thereof shall be charged to the violator.
- B. Penalties. In addition to or as an alternative to any penalty provided herein or by law, any person who violates the provisions of this chapter shall be guilty of a violation punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. However, for the purposes of conferring jurisdiction upon courts and judicial officers generally, violations of this chapter shall be deemed misdemeanors and for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.

§ 181-14. Corrective measures after issuance of notice of violation.

- A. If the violation has not been corrected pursuant to the requirements set forth in the notice of violation, or, within five business days of the decision of the municipal authority upholding the decision of the SMO, then the SMO shall request the owner's permission for access to the subject private property to take any and all measures reasonably necessary to abate the violation and/or restore the property.
- B. If refused access to the subject private property, the SMO may seek a warrant in a court of competent jurisdiction to be authorized to enter upon the property to determine whether a violation has occurred. Upon determination that a violation has occurred, the SMO may seek a court order to take any and all measures reasonably necessary to abate the violation and/or restore the property. The cost of implementing and maintaining such measures shall be the sole responsibility of the discharger.

§ 181-15. Injunctive relief.

It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this chapter. If a person has violated or continues to violate the provisions of this chapter, the SMO may petition for a preliminary or permanent injunction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

§ 181-16. Alternative remedies.

A. Where a person has violated a provision of this chapter, he/she may be eligible for alternative remedies in lieu of a civil penalty, upon recommendation of the Town Attorney and concurrence of the Municipal Code Enforcement Officer, where:

- (1) The violation was unintentional.
- (2) The violator has no history of previous violations of this chapter.
- (3) Environmental damage was minimal.
- (4) The violator acted quickly to remedy violation.
- (5) The violator cooperated in the investigation and resolution.

B. Alternative remedies may consist of one or more of the following:

- (1) Attendance at compliance workshops.
- (2) Storm drain stenciling or storm drain marking.
- (3) Beach, river, stream or creek cleanup activities.

§ 181-17. Violations deemed public nuisance.

In addition to the enforcement processes and penalties provided, any condition caused or permitted to exist in violation of any of the provisions of this chapter is a threat to public health, safety, and welfare, and is declared and deemed a nuisance, and may be summarily abated or restored at the violator's expense, and/or a civil action to abate, enjoin, or otherwise compel the cessation of such nuisance may be taken.

§ 181-18. Remedies not exclusive.

The remedies listed in this chapter are not exclusive of any other remedies available under any applicable federal, state or local law, and it is within the discretion of the authorized enforcement agency to seek cumulative remedies.

§ 181-19. When effective; repealer.

This chapter shall be in full force and effect upon its filing with the New York State Secretary of State. All prior laws and parts of laws in conflict with this chapter are hereby repealed.

Chapter 182

PROPERTY MAINTENANCE, INDUSTRIAL AND COMMERCIAL

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Junk and junk dealers — See Ch. 139.

Dangerous buildings and abandoned buildings — See Ch. 96.

Plumbing — See Ch. 180.

Housing standards — See Ch. 135.

Streets and sidewalks — See Ch. 205.

Zoning — See Ch. 246.

ARTICLE I
General Provisions⁵²
[Adopted 2-27-1990]

§ 182-1. Title.

This article shall be known as the "Industrial and Commercial Property Maintenance Ordinance in the Town of Oyster Bay" and is herein referred to as the "Industrial and Commercial Property Maintenance Ordinance" or "this article."

§ 182-2. Purpose.

The purpose of this article is to provide basic and uniform standards in terms of performance objectives implemented by specific requirements governing the conditions, occupancy and maintenance of industrial and commercial buildings and properties; and to establish reasonable safeguards for the safety, health and welfare of the occupants, users, employees, visitors and adjacent neighbors.

§ 182-3. Applicability.

Every portion of a building, premises or plot used or intended to be used for industrial or commercial use shall comply with the provisions of this article, irrespective of when such building shall have been constructed, altered or repaired, except as herein provided.

§ 182-4. Exemptions.

This article shall not apply to buildings or portions of buildings which house places of worship or Fire Departments.

§ 182-5. Exterior maintenance; vacated premises.

- A. Exterior surfaces of premises, equipment and appurtenances they are not inherently resistant to deterioration shall be periodically treated with a protective coat of paint or other suitable preservatives.
- B. Exterior walls, roofs and porches or appurtenances of premises shall be maintained in a manner so as to prevent the collapse of the same or injury to the occupants of the aforesaid or to the public.
- C. All exterior surfaces of premises, including but not limited to signs, billboards, window treatment, facades and canopies, shall be maintained in a clean and sanitary condition.
- D. Exterior walls, roofs and other parts of premises shall be free from loose and unsecured objects or materials. If such objects or materials exist, they shall be removed, repaired or replaced.
- E. Owners of a vacated premises shall take such steps and perform such acts as may be required from time to time to ensure that the building and its adjoining yards remain safe

52. Editor's Note: Local Law No. 4-2009, adopted 3-31-2009, provided for the renaming of Ch. 182, Property Maintenance, as "Industrial and Commercial Property Maintenance. "This local law also provided for the renaming of Art. I, Industrial and Commercial Property Maintenance, as "General Provisions."

and secure and do not present a hazard to adjoining property or to the public.

- F. All graffiti or defacing of premises, including fencing and screen, shall be removed and the surface finish restored. [Amended 3-31-2009 by L.L. No. 4-2009]

§ 182-6. Paving requirements.

- A. All pavement must be maintained in a good condition and free of potholes and excessive wear.
- B. All required parking spaces must be adequately marked or striped according to any and all building permits and/or provisions of the Code of the Town of Oyster Bay. [Amended 3-31-2009 by L.L. No. 4-2009]
- C. No exterior storage of materials, trucks or trailers is permitted in required parking spaces.
- D. All existing stormwater drainage systems must be maintained, cleaned and services as necessary to perform the requirements they were designed to do.
- E. Sleeping in parked trucks, trailers or vans is prohibited.
- F. All parking requirements of any Town Board resolution, Zoning Board of Appeals decision and/or provision of the Code of the Town of Oyster Bay shall be complied with. [Amended 3-31-2009 by L.L. No. 4-2009]

§ 182-7. Exterior lighting. [Amended 6-26-2018 by L.L. No. 6-2018]

Any exterior lighting shall be designed to be shielded and shall be maintained so as to contain lighting to the property on which it is located and so that it shall not shine, glow, or interfere with surrounding and neighboring properties or roadways.

§ 182-8. Fences, screening and landscaping.

- A. Fences and screening shall be maintained in accordance with any Town Board resolution, Zoning Board of Appeals decision and/or provision of the Code of the Town of Oyster Bay requirements and shall be in a safe and substantial condition. [Amended 3-31-2009 by L.L. No. 4-2009]
- B. Heavy undergrowth and accumulations of plant growth which are noxious or detrimental to health or could serve as harborage for rodents shall be eliminated.
- C. All front, side and rear yards shall be kept clean and free of physical hazards.
- D. Grounds, buildings and structures shall be maintained free of insects, vermin, rodents and any other harborage or infestation.

§ 182-9. Garbage and refuse.

- A. Adequate sanitary facilities and methods shall be used for the collection, storage, handling and disposal of garbage and refuse.
- B. It shall be prohibited to store or accumulate garbage or refuse so as to prevent any exit from opening, to become a fire hazard or cause odors objectionable to adjacent properties.

- C. All containers of garbage and waste located in the Town of Oyster Bay, emanating from and/or by the buildings used for commercial, industrial or office building purposes, must be stored within an area which is properly fenced in or secured, as defined in § 182-9D of this article.
- D. The term "properly fenced in or secured" as found in § 182-9C of this article shall be construed to mean one of three types of fencing only:
 - (1) A stockade fence;
 - (2) A cyclone fence with permanent strips across such fence to ensure a solid enclosure without holes in said enclosure; or
 - (3) Any tightly-woven fence which provides a solid enclosure without holes in said enclosure.
- E. Said fencing shall be at least six feet in height and shall be of the self-latching type.

§ 182-10. Structural requirements.

- A. Buildings and parts of buildings shall be maintained so as to be capable of sustaining safely their own weight and the loads to which they may be subject.
- B. Buildings shall be maintained so that the loads are transmitted to the soil without undue differential settlement, unsafe deformation or movement of the building or any structural parts.
- C. Buildings shall be maintained so that protection is provided for all structural members which may become structurally unsound if left unprotected.
- D. Roofing shall be maintained in a weathertight condition so as to prevent leakage into the building.

§ 182-11. Environmental requirements.

Plumbing, heating, electrical, ventilation, air-conditioning, fire protection and other mechanical equipment, installations or systems shall be maintained so that such equipment and systems shall not be a danger to health, safety or welfare and shall not constitute structural defects, sources of fire hazards or create excessive noise or otherwise be a nuisance.

§ 182-12. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Pursuant to § 268 of the Town Law of the State of New York, as amended, any person, firm, company, partnership or corporation, who shall violate any ordinance or regulation thereon, or fail to comply therewith or with any of the requirements thereof, shall be guilty of an offense punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. However, for the purpose of conferring jurisdiction upon courts and judicial offices, generally, violations of this article or of such ordinance or regulation

shall be deemed misdemeanors and for such purpose only all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.

§ 182-12.1. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 182-12 herein and shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

§ 182-13. through § 182-19. (Reserved)

ARTICLE II

**Growth of Vegetation and Accumulations of Rubbish and Litter
[Adopted 2-4-1992⁵³; amended in its entirety 3-31-2009 by L.L. No. 4-2009]****§ 182-20. Unlawful acts.**

It shall be unlawful for any owner of real property within the Town or the agent of such owner and/or any person, firm or corporation occupying any real property within the Town to permit:

- A. Lawns, weeds, grass, brush and growth of vegetation of any kind to obtain a height in excess of eight inches.
- B. Garbage, litter, refuse, rubbish or rubble to accumulate thereon.

§ 182-21. Notice of violation.

The Commissioner of the Department of Planning and Development or his/her designee is hereby authorized and empowered to notify the owner and/or person in control of any property found not to be in conformance with the provisions of § 182-20 of said violation, by service of a notice of violation. Service of a copy of said notice of violation shall be served upon such owner, agent of such owner and/or any person, firm or corporation lawfully occupying or controlling said property, by personal service or by first-class and certified mail, postage paid, return receipt requested, and addressed to such person's last known address; and, if by certified mail, a copy of said notice shall be posted on the premises. If the owner of said premises does not reside in the County of Nassau, said notice mailed to such owner, addressed to his last known address, shall be sufficient service thereof.

§ 182-22. Compliance with notice; assessment of costs.

- A. The person served with a notice of violation shall be permitted five days from such service to eliminate the accumulation of garbage, litter, refuse, rubbish or rubble and/or excessive height of lawns, weeds, grass, brush or vegetation of any kind.
- B. Action upon noncompliance. Upon the failure, neglect or refusal of any owner or agent so notified to properly cure the violation, within five days after issuance of written notice provided for in § 182-21 above, the Commissioner, or his/her designee, may direct the Department of Public Works, the Sanitation Department and/or the Department of Parks to remove and dispose of such garbage, litter, refuse, rubbish or rubble and/or to cut the lawn, weeds, grass, brush or vegetation to a height in compliance with § 182-20. [Amended 4-27-2010 by L.L. No. 2-2010; 3-15-2022 by L.L. No. 2-2022; 3-15-2022 by L.L. No. 3-2022]
- C. The Town shall be reimbursed for the cost of the work performed or the services rendered, as hereinabove provided, by assessment against the collection from the lots or parcels of land where such work was performed or services rendered for so much of the actual and complete cost as incurred upon and from each lot or lots, in the manner provided for the assessment of the cost of public improvements by Article 4, § 64, of the Town Law of the State of New York, as amended.

53. Editor's Note: This ordinance was originally adopted as Ch. 149 but was renumbered to maintain the organization of the Code.

§ 182-23. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any person who shall violate any ordinance herein or regulation thereon or fail to comply therewith or with any of the requirements thereof shall be guilty of an offense punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. However, for the purpose of conferring jurisdiction upon courts and judicial offices, generally, violations of this article or of such ordinance or regulation shall be deemed misdemeanors, and, for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation. Any fine imposed under this section shall be exclusive of costs to be charged to the owner of the property under § 182-22C.

§ 182-23.1. Violation of directives. [Amended 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 182-23.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein for the first and second violations of same. A third or subsequent violation of this chapter within a period of six months shall be deemed a misdemeanor, pursuant to § 182-23 herein and shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

ARTICLE III
Regulation of Bamboo Growth in Commercial Districts
[Adopted 10-17-2017 by L.L. No. 10-2017]

§ 182-24. Purpose and intent.

The purpose of this article is to control the damaging spread of certain invasive species of bamboo, so as to preserve and protect private and public property, protect indigenous flora and native wildlife habitat, and maintain the general welfare of the residents of the Town of Oyster Bay.

§ 182-25. Definitions.

For purposes of this article, the following terms shall have the meanings indicated:

BAMBOO — Woody grass of the subfamily Bambusoideae, tribe Bambuseae, including varieties classified as "running bamboo" and "clumping bamboo," as defined in this article.

BAMBOO OWNER — A property owner in the Town of Oyster Bay who has planted or grown or caused the planting or growing of bamboo on his property and/or has permitted or permits the growing of bamboo that has encroached onto his property after originating on and spreading from an adjoining or neighboring property.

CLUMPING BAMBOO — A plant of any species of bamboo with a pachymorph or sympodial rhizome system, in which the rhizomes tend to curve upward in close proximity to their point of origin and the lateral spread of the rhizomes tends to be limited, generally, to only a few inches or less each year. Clumping bamboo genera include: Ampelocalamus, Bambusa, Borinda, Chusquea, Dendrocalamus, Dinochloa, Drepanostachyum, Fargesia, Himalayacalamus, Otakea, Thamnocalamus, Thyrostachys, and Yushania.

RUNNING BAMBOO — A plant or any portion of a plant of any species of bamboo with a leptomorph or monopodial rhizome system, in which the rhizomes tend to grow laterally outward from their point of origin, at rates measured in multiple feet per year in many cases. By virtue of this aggressive rhizome growth pattern, running bamboo generally is viewed as being invasive and is the predominant variety of bamboo that creates a nuisance and causes damage to adjacent properties. Running bamboo genera include: Acidosasa, Arundinaria, Bashania, Brachystachyum, Chimonobambusa, Gelidocalamus, Indocalamus, Indosasa, Ochlandra, Phyllostachys, Pleioblastus, Pseudosasa, Sasa, Sasaella, Semiarundinaria, Shibataea, and Sinobambusa.

§ 182-26. Applicability.

For purposes of this article, the occurrence of bamboo growing upon a property shall constitute presumptive evidence that the growing of bamboo on the property shall have occurred with the consent and knowledge of the owner of such property, except that such property owner shall not be presumed to be a bamboo owner if the property owner did not plant or grow or cause said bamboo to be planted or grown on his property, and he shall provide the Department of Planning and Development with proof, satisfactory to the Commissioner of Planning and Development, that within a reasonable period of time after he first learned of the encroachment of bamboo onto his property from an adjoining or neighboring property, he advised the owner of such adjoining or neighboring property of his objection to the encroachment of bamboo onto his property and/or initiated steps for the removal of the bamboo from his property.

§ 182-27. Running bamboo prohibited.

It shall be unlawful to plant, replant, transplant, install, reinstall, discard or dump running bamboo on any property in the Town of Oyster Bay subsequent to the effective date of this article.

§ 182-28. Regulations.

- A. Any running bamboo that is present on a property in the Town of Oyster Bay on the effective date of this article shall be allowed to remain on such property, provided that the following conditions are complied with:
 - (1) The root and rhizome system of such bamboo is entirely contained within an above-ground-level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root and rhizome system beyond the container in which it is planted; or
 - (2) The root and rhizome system of such bamboo is contained within a barrier, constructed in accordance with the following specifications, and only after a permit is issued by the Department of Planning and Development:
 - (a) The barrier itself shall be composed of high-density polypropylene or polyethylene, 40 mil or heavier;
 - (b) Each portion or sheet of the barrier shall be secured or joined together by the use of stainless steel clamps or stainless steel closure strips designed for such barriers;
 - (c) The barrier shall be installed not less than 30 inches deep;
 - (d) The barrier shall be circular or oblong shaped;
 - (e) Not less than three inches of the barrier shall protrude above ground level around the entire perimeter of the barrier; and
 - (f) When installed, the barrier shall slant outward from the bottom to the top.
 - (3) Whether planted or growing in a container [under Subsection A(1) above] or contained within a barrier [under Subsection A(2) above], any and all running bamboo that is allowed to remain in place on any property in the Town of Oyster Bay pursuant to this section shall be located, trimmed, and maintained so that no part of such bamboo (including stalks, branches, stems, leaves, roots, and/or rhizomes) shall be located nearer than 10 feet from any property line.
- B. In the event that bamboo is found to have invaded, spread or encroached onto any adjoining or neighboring property or right-of-way, such bamboo shall be presumed to be classified as running bamboo. This presumption shall be rebuttable.
- C. Any person who grows running bamboo or allows running bamboo to grow within the Town of Oyster Bay after the effective date of this article, except as under the conditions set forth in Subsection A above, shall be deemed to be in violation of this article, and shall be subject to such penalties as are set forth hereunder.
- D. Any running bamboo existing on a property in the Town of Oyster Bay prior to the effective

date of this article may not be replanted or replaced in-kind, or replaced with any other species of running bamboo, once such bamboo is or has become, for any reason, dead, destroyed, uprooted or otherwise removed.

- E. The growing, planting, replanting, transplanting, installation, and reinstallation of clumping bamboo shall be allowed in the Town of Oyster Bay, provided that the following conditions are complied with:
 - (1) A permit for such bamboo is issued by the Department of Planning and Development;
 - (2) Such bamboo shall be located, trimmed, and maintained so that no part of the plant (including stalks, branches, stems, leaves, roots, and/or rhizomes) shall be located nearer than 10 feet from any property line;
 - (3) In the event that the growing or planting of clumping bamboo results in encroachment of such bamboo onto an adjoining or neighboring property or right-of-way, in addition to requiring the removal by the bamboo owner of all such bamboo that encroaches onto said adjoining or neighboring property or right-of-way in accordance with § 182-28G and § 182-29 herein, the Commissioner of the Department of Planning and Development shall have the authority to direct and require that the bamboo owner undertake appropriate measures to prevent the future encroachment of bamboo across the property line, including, but not limited to, the installation of a barrier as specified in § 182-28A(2) herein.
- F. Clumping bamboo planted in a portable container or portable containers shall be exempted from the permitting provisions of § 182-28E(1) herein. A portable container for the purposes of this provision shall be defined as an above-ground-level planter, barrel, or other vessel of such design, material and location as to entirely prevent the spread/growth of the bamboo plant's root and rhizome system beyond the container in which it is planted.
- G. Each bamboo owner shall be responsible to ensure that the bamboo planted or growing on his property does not at any time encroach or grow upon any adjoining or neighboring property or properties, including all public property and rights-of-way held by the Town of Oyster Bay, and shall be required to take such measures as are reasonably expected to prevent such bamboo from invading or growing onto adjoining or neighboring properties. Such measures shall include, but not be limited to, installation of sheathing composed of metal or other material impenetrable by bamboo at a sufficient depth within the property line or lines where the bamboo is planted or is growing to prevent the growth or encroachment upon adjoining or neighboring property by said bamboo, as set forth in § 182-28A(2) herein. The Commissioner of the Department of Planning and Development may from time to time prescribe such rules and regulations as may be necessary to give effect to this article.
- H. Removal of bamboo encroaching onto property other than Town of Oyster Bay property:
 - (1) In the event that bamboo growing on a bamboo owner's property invades, spreads or encroaches from his property onto an adjoining or neighboring property, other than property that is owned or held on behalf of the Town of Oyster Bay, and the adjoining or neighboring property owner notifies the Town of such encroachment of bamboo onto his property, the Town shall then notify the bamboo owner that the bamboo which said bamboo owner had planted or caused to be planted or had grown or permitted to grow on his property has encroached onto the adjoining or neighboring

property, and that the bamboo owner is responsible, at his sole cost, for the removal of such bamboo from the adjoining or neighboring property. This notice shall be sent to the bamboo owner in the manner specified in § 182-21.

- (2) The failure of the bamboo owner, or the bamboo owner's contractor or agent, to remove all bamboo on the adjoining or neighboring property that has encroached thereon from the bamboo owner's property within 30 days from the date the Town first deposited the notice as provided in Subsection H(1) above shall be a violation of this article.

§ 182-29. Removal of bamboo encroaching onto Town property.

- A. In the event that bamboo growing on a bamboo owner's property invades, spreads, or encroaches onto an adjoining or neighboring property or right-of-way that is owned or held on behalf of the Town of Oyster Bay, the Town shall notify the bamboo owner that the bamboo said bamboo owner had planted or caused to be planted or had grown or permitted to grow on his property has invaded Town property, and that the bamboo owner, at his sole cost, is responsible for the removal of such bamboo from the Town property. This notice shall be sent to the bamboo owner in the manner specified in § 182-21.
- B. In the event that the bamboo owner, or the bamboo owner's contractor or agent, does not remove said bamboo from the Town property, or does not make an arrangement with the Town for removal of such bamboo within 30 days from the date the Town first deposited the notice as provided in § 182-29A above with the United States Postal Service, then the Town, at its discretion, may remove or arrange for the removal of such bamboo from the Town property. The bamboo owner shall be liable and responsible to the Town for the Town's costs in removing the bamboo from the Town property. In the event that the costs remain unpaid more than 30 days after demand for payment has been made by the Town on the bamboo owner, such costs may be assessed against the property of the bamboo owner in accordance with § 182-22C.
- C. In the event that the Town is compelled to undertake the removal or to contract for the removal of bamboo, as provided for in § 182-29B above, neither the Town nor its employees shall have any liability for damages or other claims to the bamboo owner by reason of the removal of such bamboo. In the event such removal entails or causes damages to the flora or other property of a person other than the property of the bamboo owner, the bamboo owner in violation of this article shall be responsible for such damages.

§ 182-30. Permits.

- A. Applications for permits pursuant to this article shall be of a content and format as determined by the Commissioner of Planning and Development.
- B. Fees for permits issued pursuant to this article shall be in accordance with a fee schedule established by the Commissioner of the Department of Planning and Development.

§ 182-31. Notification.

Within 30 days after the effective date of this article, the Town shall give notice by reasonable means to all property owners in the Town advising them of the enactment of this article and requesting that each property owner who would be deemed a bamboo owner hereunder as of the

effective date of this article notify the Town in writing no later than 60 days after the date of the aforementioned notice from the Town that bamboo is present on the property of such property owner and such other information as may be requested in the notice from the Town.

§ 182-32. Violations and penalties.

- A. Violations. Any bamboo owner who violates any of the provisions of this article shall be guilty of a violation thereof. Each and every week that a violation of this article shall exist shall constitute a separate additional violation of this article.
- B. Penalties.
 - (1) A violation of any provision of this article shall be subject to a fine not exceeding \$350 for conviction of a first offense; for conviction of a second offense, both of which were committed within a period of five years, punishable by a fine not less than \$350 nor more than \$700; and upon conviction for a third or subsequent offense, all of which were committed within a period of five years, punishable by a fine not less than \$700 nor more than \$1,000. However, for the purpose of conferring jurisdiction upon courts and judicial offices, generally, violations of this article or of such ordinance or regulation shall be deemed violations, and, for such purpose only, all provisions of law relating to violations shall apply to such violations. Each week's continued violation shall constitute a separate additional violation. Any fine imposed under this section shall be exclusive of costs to be charged to the owner of the property under § 182-22C.
 - (2) The Town may also pursue civil or injunctive relief irrespective of any determination to prosecute for a violation of this article.

§ 182-32.1. Violation of directives.

In addition to and notwithstanding any other remedy for an offense against this article, any bamboo owner violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this article, shall be guilty of a violation punishable by a fine not exceeding \$900.

Chapter 183

PUBLIC ASSEMBLY, PLACES OF

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 6-14-1977 by L.L. No. 5-1977. Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Licenses and permits — See Ch. 147.

Dangerous buildings — See Ch. 96.

Zoning — See Ch. 246.

Housing standards — See Ch. 135.

§ 183-1. Title.

This chapter shall be known as the "Assembly Law of the Town of Oyster Bay."

§ 183-2. Purpose.

The Town Board, in order to promote proper government and ensure the proper protection, order, conduct, safety, health, welfare and well-being of persons and property within the unincorporated areas of the Town of Oyster Bay, New York, finds that it is in the public interest to enact this chapter.

§ 183-3. Construal of provisions.

- A. This chapter is intended to be in addition to any and all existing or subsequently amended or revised local laws of the Town of Oyster Bay and the Code of the Town of Oyster Bay and the Building Zone Ordinance of the Town of Oyster Bay.⁵⁴
- B. This chapter shall be construed as in no way negating or modifying strict compliance with any and all existing or subsequently amended or revised local laws of the Town of Oyster Bay, the Code of the Town of Oyster Bay and the Building Zone Ordinance of the Town of Oyster Bay.

§ 183-4. Applicability of other standards. [Amended 4-16-1985 by L.L. No. 1-1985; 3-12-1991 by L.L. No. 1-1991]

The Commissioner of Planning and Development or his designee may use any provisions of the Building Code of National Fire Codes as published by the National Fire Protection Association, necessary to enforce the intent or purpose of this chapter as stated in this chapter. In the event of any conflict or inconsistency between the provisions of this chapter and any existing or subsequently amended or revised local laws of the Town of Oyster Bay, the Code of the Town of Oyster Bay and the Building Zone Ordinance of the Town of Oyster Bay, then the existing or subsequently amended or revised local laws of the Town of Oyster Bay, Code of the Town of Oyster Bay or Building Zone Ordinance of the Town of Oyster Bay having the stricter provisions

⁵⁴. Editor's Note: See Ch. 246, Zoning.

shall prevail.

§ 183-5. Definitions and word usage.

- A. Unless otherwise expressly stated, the following terms shall, for the purpose of this chapter, have the meanings herein indicated, and any terms not defined herein shall have the meanings set forth in the Building Zone Ordinance of the Town of Oyster Bay.⁵⁵

APPROVED LICENSE⁵⁶ — The license issued for a place of assembly by the Commissioner of the Department of Planning and Development or his designee, in accordance with this chapter.[Added 4-16-1985 by L.L. No. 1-1985]

COMMISSIONER — The Commissioner of the Department of Planning and Development or his deputy or other duly authorized representative.

LICENSE — A temporary or approved license.

PERSON — Any individual, firm, company, association, society, partnership, corporation or group.

PLACE OF ASSEMBLY — Any room, place or space which is occupied or arranged to be occupied to accommodate more than 50 persons, with or without the levy of an admission fee, for the gathering, collecting or congregating of persons for a common purpose such as, but not limited to, recreational, amusement, social, sports, patriotic, civic, educational, travel and similar purposes; any room, place or space which is occupied or arranged to be occupied to accommodate up to 50 persons, with or without the levy of an admission fee, for the gathering, collecting or congregating of children and/or their parents or guardians for a common purpose such as, but not limited to, gymboree, playroom activities, arts and crafts, parent-child bonding activities, children's parties and similar purposes; this definition shall include assembly halls, lecture rooms, exhibition halls, museums, auditoriums, instruction rooms, discotheques, dance halls or studios, cabarets, nightclubs, cocktail bars, restaurants, any room or space used for private banquets, feasts, socials, card parties, bingo or weddings, lodge or meeting halls or rooms, skating rinks, gymnasiums, public swimming pools, billiard rooms, bowling alleys, archery ranges, halls used for public or private gathering purposes, funeral parlors, private schools, concert halls, theaters or any other buildings, sheds or enclosures, tents and other similar classifications of this section as determined by the Commissioner of the Department of Planning and Development or his designee. Family gatherings in residential buildings are exempt from this definition.[Amended 4-16-1985 by L.L. No. 1-1985; 7-7-1992 by L.L. No. 1-1992]

TEMPORARY LICENSE — The license issued for a place of assembly by the Commissioner upon the filing of an application for an approved license and payment of the fee, all as provided herein.

TOWN BOARD — The Town Board of the Town of Oyster Bay.

- B. Word usage.

- (1) Words used in the present tense shall include the future.
- (2) The singular number includes the plural.

55. Editor's Note: See Ch. 246. Zoning.

56. Editor's Note: Former Subsection C, defining "Superintendent," which immediately preceded this definition, was deleted 3-12-1991 by L.L. No. 1-1991.

- (3) The masculine shall include the feminine.
- (4) "Shall" is mandatory, and "may" is permissive.

§ 183-6. License required. [Amended 4-16-1985 by L.L. No. 1-1985]

No person shall conduct, maintain or operate a place of assembly or allow, let or permit property to be used as or for a place of assembly without a written license issued by the Commissioner of the Department of Planning and Development or his designee, authorizing such place of assembly.

§ 183-7. Application for license. [Amended 4-16-1985 by L.L. No. 1-1985]

A. An application for such a permit shall be by verified petition on forms to be furnished by the Commissioner of the Department of Planning and Development, and shall include the following information and be submitted with the payment of all fees required herein:

- (1) The name, age, residence, address and telephone number of each applicant; if the applicant is a partnership, the name of the partnership and the name, age, residence address and telephone number of each partner; if the applicant is a corporation, the name of the corporation, the state of incorporation, the name, residence address and telephone number of each officer and director and, when required by the Commissioner, the name of each stockholder.
- (2) The exact location of the premises to be licensed stating the section, block and lot, the street address and community, a metes and bounds description of the plot, and the name of the building in which the licensed premises is located.
- (3) The name, residence address and telephone number of the owners of the building.
- (4) If the applicant is a lessee, the name, residence address and telephone number of the lessor.
- (5) Whether liquor is to be served on the premises, and, if so, a copy or number of the valid liquor license issued by the New York State Liquor Authority.
- (6) Whether any person applying for a license or lessee, manager or operator connected or associated with the licensed premises has ever been convicted of any offense, crime, misdemeanor, violation or of any offense against any local law or municipal ordinance, other than traffic violations, and, if so, the nature of the conviction, the court where convicted and the date and penalty assessed.
- (7) A floor plan drawn to scale showing the sizes of all rooms, sizes of all exits, toilet facilities, seating arrangements, table layouts and spacing, ventilation equipment and specifications.
- (8) A survey drawn by a licensed surveyor showing all buildings on the plot and their uses, all parking spaces and driveways, curb cuts and stormwater facilities.
- (9) Any other information as may be required by the Commissioner.

B. If there is any change, after the filing of an application for a license, in any of the facts required to be set forth in the application, a supplemental written statement giving notice

of the change or changes, duly verified, shall be filed with the Division of Building within 10 days after any change. Failure to do so shall, if willful and deliberate, be cause for suspension or revocation of the license. In giving any notice or taking any action in reference to a licensee of a licensed premises, the Commissioner may rely upon the information furnished in any supplemental statement connected therewith. The information contained therein shall be presumed to be correct and shall be binding upon a licensee or the licensed premises as bona fide information.

§ 183-8. Issuance of license. [Amended 4-16-1985 by L.L. No. 1-1985]

Upon a compliance with the application requirements and following an inspection of the premises to be licensed and upon the finding by the Commissioner of the Department of Planning and Development or his designee that the provisions of this chapter, as well as all applicable ordinances, local laws, statutes, rules and regulations, have been complied with and that the premises is a safe place for use as a place of assembly, the Commissioner shall issue an approved license.

§ 183-9. Term of license. [Amended 4-16-1985 by L.L. No. 1-1985]

An approved license shall expire one year from the date of issuance. The Commissioner of the Department of Planning and Development or his designee may stagger such expiration dates so that all licenses shall not expire on the same month. A renewal of such an application shall become effective as of the date immediately following the expiration of the one previously approved.

§ 183-10. (Reserved)⁵⁷**§ 183-11. Fees. [Amended 2-7-1984 by L.L. No. 1-1984; 4-16-1985 by L.L. No. 1-1985; 1-4-2000 by L.L. No. 1-2000; 6-26-2018 by L.L. No. 6-2018]**

- A. Fees for approved licenses issued hereunder shall be payable annually and shall be based on the number of persons each place is designed to accommodate as certified by the Commissioner of the Department of Planning and Development or his or her designee and shall be determined according to the amounts indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.
- B. Where there is more than one place, room or area of assembly in the same building and the applicant is the same for all the places, rooms or areas of assembly therein, the fee shall be determined on the basis of the sum of the combined occupancies.
- C. A fee shall be charged in the amount indicated in the fee schedule established by the Commissioner of the Department of Planning and Development.
- D. Any room or building that contains a place of worship, Fire Department, all recreational facilities and assembly halls owned by the Town of Oyster Bay and other tax-exempt organizations shall not be subject to the fee requirements.

§ 183-12. Maximum occupancy.

57. Editor's Note: Former § 183-10, Temporary licenses, as amended, was repealed 1-4-2000 by L.L. No. 1-2000.

- A. The maximum occupancy of any place of assembly shall be the lesser of:
- (1) The maximum occupancy of a place of assembly fixed by resolution of the Town Board shall apply to such places of assembly; or
 - (2) Where the maximum occupancy of a place of assembly is not fixed by Town Board resolution, the maximum occupancy recorded as approved by the Division of Building prior to the effective date of this chapter shall apply.
- B. Where Subsection A of this section is not applicable, the maximum occupancy of a place of assembly shall be as follows:

Occupancy or Specific Area	Number of Persons Permitted
Table and dining areas Area	1 per 15 square feet
Counter dining	1 per counter stool or seat
Bar or cocktail area	1 per 6 square feet in designated bar area or a distance of 10 feet from bar
Dance floor area in restaurants, cabarets or catering halls	No increase in occupancy
Dance floors in other occupancies	1 per 7 square feet
Designated waiting areas, not including exits and hall-ways	1 per 3 square feet
Places containing permanent seats	1 per seat
Billiard rooms, bowling alleys, golf schools, archery and pistol ranges and similar type places	1 per 50 square feet
Other places not listed above	Shall be determined by the Superintendent by good general accepted standards

§ 183-13. Investigation of application; denial of license. [Amended 4-16-1985 by L.L. No. 1-1985]

- A. The Commissioner of the Department of Planning and Development or his designee shall cause an investigation of the application and following such investigation the license shall be issued or denied. If denied, the reasons therefor shall be indicated in such denial notice.
- B. A denial of the application shall automatically cancel any temporary license issued hereunder; and the continuance of the operation as a place of assembly shall constitute an offense hereunder, after mailing notice, by regular mail, of such cancellation addressed to the applicant at the residence address of said applicant set forth in the application.

§ 183-14. Suspension or revocation of license. [Amended 4-16-1985 by L.L. No. 1-1985]

The Commissioner of the Department of Planning and Development or his designee, upon notice, and after a hearing at which the licensee shall be given an opportunity to be heard, may

suspend or revoke any license issued, for any of the following causes:

- A. Fraud, misrepresentation or false statement contained in the application for or renewal of a license.
- B. Allowing, suffering or permitting any illegal gambling, sale or use of narcotics or sale or use of dangerous hallucinating drugs on the premises or allowing, suffering or permitting such premises to be disorderly.
- C. Any violation of this chapter.
- D. Failure, refusal or neglect to any person, officer or director of any corporation, holding a license for a place of assembly under this chapter, to permit entry for inspection, to appear and/or testify under oath at an inquiry or hearing with respect to any matter bearing upon the conduct of the place of assembly or the fitness of the person, as applicable.
- E. Failure, refusal or neglect to provide for the health, safety or welfare of persons frequenting the licensed premises.

§ 183-15. Firesafety requirements.

- A. All buildings, structures and tenancies of assembly places shall be constructed, arranged, altered and/or designed to retard the spread of fire and to safeguard human life.
- B. Walls and ceilings shall be maintained free from cracks and openings which would permit flame, smoke or excessive heat to enter a concealed space or permit the spread of fire and smoke.
- C. All interior finish materials for acoustical correction, surface insulation and decorative treatment on surfaces of walls, ceilings, floors and interior trim shall be of a material or treated so as it will not in burning give off excessive amounts of smoke or objectionable gases. The Building Code shall be used as a guide to determine the flame spread requirements.
- D. It shall be prohibited to accumulate or store, except in approved locations with approved safety measures, any highly flammable or explosive matter, such as paints, volatile oils, cleaning fluids and similar materials or any combustible refuse liable to spontaneous combustion, such as wastepaper, boxes, rags or similar materials.
- E. It shall be prohibited to accumulate or store materials on fire escapes, stairway enclosures, passageways, corridors, doorways, aisles, exitways or any other locations where in event of fire such materials may obstruct egress of occupants or interfere with fire-fighting operations.
- F. All existing fire protection equipment shall be maintained in good working order and shall be tested from time to time and as required by the inspector, to assure that it is in good working condition.
- G. Wherever possible, all existing stairways shall be enclosed on top and bottom or both to prevent spread of fire and smoke and to provide safe exits.
- H. All exit doors shall swing in the direction of a safe exit, unless this is deemed impossible in existing buildings by the Commissioner of the Department of Planning and Development

or his designee. [Amended 4-16-1985 by L.L. No. 1-1985]

- I. Fire extinguishers shall be of an approved type and size and shall be located where they are easily seen and most convenient to use in case of emergency. The number of fire extinguishers shall be determined by the Commissioner of the Department of Planning and Development or his designee in accordance with good general practice. [Amended 4-16-1985 by L.L. No. 1-1985]
- J. All assembly spaces must be provided with emergency light and power so that the occupants will have sufficient light to exit from the building. The emergency lights will be installed as specified by the Building Code.
- K. All exits shall be arranged, constructed and proportioned so that the occupants shall have a safe, continuous and unobstructed exit from any portion of the interior of the building to the exterior at street or a safe grade level. The Building Code will be used as a guide to design and check the capacity of exits and their arrangement.
- L. All interior equipment, desks, tables, machinery, stock and other obstructions must be arranged as to provide safe access to all exits. All aisles shall have a minimum width of 36 inches.
- M. Exits shall be located so that they are readily accessible and visible and arranged so as to avoid pockets or dead ends.
- N. Exits shall be so arranged that they will be as remote as possible from each other.
- O. Assembly spaces.⁵⁸
 - (1) The maximum number of occupants permitted within assembly spaces shall be established by the Code Enforcement Official and shall be conspicuously posted in each space, and shall not be exceeded.
 - (2) It shall be the responsibility of the manager or person in charge to assure that the occupant load does not exceed the number established by the Code Enforcement Official and should be issued a summons if not in compliance.

§ 183-16. Maintenance of exterior.

The exterior of all assembly buildings must be maintained in a sound structural manner so as not to allow decay, rot or deterioration of the exterior walls or roof and as to assure the desirable character of the property.

§ 183-17. Signs.

- A. All exterior wall, roof, soffit or ground signs must be maintained in a good structural, neat and substantial condition.
- B. All signs must have building permits and display the permit numbers as per the Town Code.

§ 183-18. Paved and parking areas.

^{58.} Editor's Note: Added at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

- A. All pavement required for a place of assembly must be maintained in a good condition and free of potholes and excessive wear.
- B. All required parking spaces must be adequately marked or striped in accordance with the requirements of the Town Code.
- C. No exterior storage of materials, trucks, abandoned cars or trailers are permitted in parking area.
- D. All paved areas must be provided with an adequate and approved stormwater drainage system. All stormwater drainage systems must be maintained, cleaned and serviced to perform the requirements they were designed to perform.
- E. Sleeping in parked cars, trucks or trailers is prohibited.
- F. All required parking areas must be provided with adequate lighting. Such lighting shall not exceed an intensity of five footcandles nor shall it be less than 1 1/2 footcandles at pavement level. The installation of such lighting shall be so designed, hooded or shielded as to reflect the light away from abutting or neighboring residential dwellings. All lights must be turned off when the premises are closed.

§ 183-19. Fences, landscaping and screening.

- A. Fences and screening shall be maintained in accordance with the Town Code and shall be safe and in substantial condition.
- B. Heavy undergrowths and accumulations of plant growth which are noxious or detrimental to health shall be eliminated.
- C. Yards, pavement, courts and other outside areas shall be kept clean and free of physical hazards and debris.
- D. Grassed and landscaped area shall be kept clean, trimmed and in a neat condition.
- E. Grounds, building and structures shall be maintained free of insects, vermin and rodent harborage and infestation.

§ 183-20. Sanitary facilities.

- A. Adequate sanitary facilities and methods shall be used for the collection, storage, handling and disposal of garbage and refuse pursuant to regulations issued by the Nassau County Department of Health.
- B. It shall be unlawful to store or accumulate garbage or refuse in any exit area, hallway or stairway.

§ 183-21. Environmental requirements.

- A. All assembly buildings, halls and rooms shall be maintained to have a healthy, safe environment and shall not endanger the environment of others.
- B. Plumbing, heating, electrical, ventilating, air-conditioning, refrigeration, cooking, fire protection, elevators, dumbwaiters, escalators and other mechanical equipment,

installations or systems shall be installed, located and maintained so that such equipment and systems shall not be a danger to health, safety or welfare and shall not constitute structural defects, sources of ignition or create excessive noise.

- C. All toilet facilities and kitchens shall be maintained in a clean and sanitary manner.
- D. All places of assembly shall be designed and maintained so that all noise shall be held to a minimum and shall comply to the noise provisions of the Town Code.
- E. Conservation of water. [Added 6-6-1989 by L.L. No. 2-1989]
 - (1) Drinking water shall be served to patrons of places of assembly only upon the request of such patrons.
 - (2) A sign, giving notice of this requirement, shall be posted conspicuously in such places of assembly. This sign shall be no smaller than 13 inches by 10 inches and shall be posted in a visually accessible manner.

§ 183-22. Penalties for offenses.

- A. Any person who shall conduct, maintain or use any property as a place of assembly or who shall allow, let, suffer or permit any property to be conducted, maintained or used as a place of assembly without a license as provided in this chapter or who shall violate any of the provisions of this chapter shall be deemed to have committed a violation; and for each violation shall be subject to a fine of not exceeding \$1,000 or imprisonment not in excess of 15 days.
- B. In addition to other remedies prescribed herein, the Town Board may maintain an action or proceeding in the name of the Town of Oyster Bay in a court of competent jurisdiction of compel compliance or to restrain by injunction the violation of any of the provisions of this chapter.

§ 183-23. Exceptions. [Added 4-3-1979 by L.L. No. 2-1979]

A "place of assembly," as used herein, shall not include any premises occupied by a volunteer fire department or by a volunteer fire company, and none of the provisions of this chapter shall be applicable to any such premises.

Chapter 184

PUBLIC NUISANCES

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 8-28-2007 by L.L. No. 9-2007; amended in its entirety 10-20-2020 by L.L. No. 7-2020. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Dangerous buildings — See Ch. 96.

Property maintenance — See Ch. 182.

Graffiti abatement — See Ch. 128.

Trespassing — See Ch. 229.

§ 184-1. Legislative findings; purpose.

The Town Board of the Town of Oyster Bay hereby finds that buildings and places used for illegal activities within the Town of Oyster Bay have a devastating effect on the surrounding community and that these public nuisances exist in occupied and vacant buildings and on occupied and vacant developed and undeveloped real estate, and that these public nuisances present a substantial risk to the health and safety of the surrounding community while interfering with the community's interest in the value of their property. Therefore, the purpose of this chapter, which is being enacted pursuant to the authority of the Town under § 130(11) of the New York State Town Law, is to create a standardized procedure for securing legal and equitable remedies; to strengthen existing laws so as to effectively prevent buildings, residences, premises, and real estate within the Town of Oyster Bay from being used in such a way as to constitute a public nuisance.

§ 184-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

CRIMINAL CONVICTIONS AS PRESUMPTION OF THE EXISTENCE OF A PUBLIC NUISANCE — The existence of two or more convictions resulting from an arrest of any activity defined as a public nuisance in any twelve-month period shall be presumptive evidence of a public nuisance. The term "conviction" shall be in accordance with Subdivision 13 of § 1.20 of the New York State Criminal Procedure Law.

OWNER — Any person having legal title to the premises; a mortgagee or vendee in possession; a trustee, lessee, occupant, agent, receiver, or any other person, firm or corporation having legal ownership or which is directly or indirectly in control of the premises.

PREDICATE OFFENSE —

A. An incident or violation of the following articles or sections of the New York State Penal Law:

- (1) Article 220: Controlled substances offenses;
- (2) Article 221: Offenses involving the sale of marijuana;
- (3) Article 230: Prostitution offenses;
- (4) Article 225: Gambling offenses;
- (5) Article 165: Other offenses relating to theft;
- (6) Article 270: Other offenses relating to public safety;
- (7) Article 260: Offenses relating to children;
- (8) Article 265: Offenses relating to the discharge of firearms;
- (9) Article 140: Trespassing or occupying property under a false claim of right.

B. An incident or violation involving any building, structure or real property used for loitering as defined under the New York State Penal Law.

- C. An incident or violation involving any building, structure or real property wherein an occupant, guest or business invitee commits criminal activities, including, but not limited to, assault, harassment or disorderly conduct, as said criminal activities are defined by the New York State Penal Law.
- D. An incident or violation that alleges any conduct either unlawful in itself or unreasonable under all the circumstances that create or result in the maintenance of a condition which endangers the safety, health, or welfare of the public or that creates or results in the maintenance of any premises or place where persons gather for the purpose of engaging in unlawful conduct.
- E. An incident or violation of any one of the following: §§ 65, 65-a, 65-b, 82, 123 and 126 of the New York Alcoholic Beverage Control Law and § 260.20 of the New York Penal Law, Prohibited Sales, Prohibited Participant, Unlawful Purchase, Sale or Consumption of Wine, Liquor or Beer.
- F. An incident or violation involving any building used in whole or in part for the purpose of conducting a business, activity or enterprise which is not licensed as required by any federal, state, county or local enactment.
- G. An incident or violation of New York State Education Law § 6512.
- H. A search warrant having been executed at any premises.
- I. A seizure of evidence of a violation of the Penal Law at any residence.

PRESUMPTION OF KNOWLEDGE — Notice by certified mail, return receipt requested, or personal service of the activities entailing a public nuisance to any person having legal title to the premises; a mortgagee or vendee in possession; a trustee, lessee, occupant, agent, receiver, or any other person, firm or corporation having legal ownership or which is directly or indirectly in control of the premises shall be evidence of knowledge of the public nuisance.

PUBLIC NUISANCE — Any building or structure in the unincorporated areas of the Town of Oyster Bay wherein at least two predicate incidents or offenses have been alleged by the Nassau County Police, or by any peace officer acting pursuant to his or her special duties, to have occurred, resulting in at least two predicate incidents or arrests for any thereof within any twelve-month period, but not including any case in which each of the predicate offenses has been alleged to have occurred during any single twenty-four-hour period.

§ 184-3. Prohibitions.

It shall be unlawful and a violation of this chapter for any person or legal entity to own, lease, occupy or otherwise be in control of a premises, structure, place or lot, developed or underdeveloped, which is a public nuisance as defined herein.

§ 184-4. Notice.

- A. Upon the occurrence of any first incident or predicate offense and upon the occurrence of a second incident or predicate offense, it shall be the duty of the Department of Planning and Development to provide a written notice as described hereinafter to the owner, lessee or other person or legal entity in control of the building or structure where the predicate offenses have been alleged to have occurred.

- B. Upon the occurrence of a first incident or predicate offense, this notice shall have affixed to it a copy of this chapter, shall identify the date and underlying charge of the first predicate arrest, as well as the name and, if known, the address of the arrestee, and shall declare that if any second incident predicate offense shall occur within 12 months after the first, resulting from a second incident or predicate offense having been alleged by the Nassau County Police Department, or any peace officer acting pursuant to his or her special duties, to have occurred at the said building or structure, then the Town and/or its various appropriate departments shall be empowered to proceed as provided below.
- C. Upon the occurrence of a second incident or predicate offense, this notice shall have affixed to it a copy of this chapter, shall identify the date and underlying charge of the first and second incident or predicate offense, as well as the name and, if known, the address of the person or arrestee, and shall declare that the Town and/or its various appropriate departments shall be empowered to institute an action in any court of competent jurisdiction to enjoin further occupancy of the building or structure for a period of up to three years from the date of the second incident or predicate offense, to seek a temporary closing order, temporary restraining order, preliminary injunction and/or permanent injunction additionally, and the Town Board shall be empowered to declare said building or structure to be a public nuisance and to direct that said building or structure be physically boarded up and secured from further occupancy for a period of up to one year from the date of such declaration.
- D. This notice shall be served by personal service upon the owner or person in control of the affected building, structure, or property or, if no such person can be reasonably found, by mailing said owner such notice by means of certified mail, return receipt requested, to the last known address as shown by the records of the Receiver of Taxes and by securely affixing a copy of such notice upon the door of the affected building or structure.

§ 184-4.1. Rebuttable presumption. [Added 3-7-2023 by L.L. No. 4-2023]

It shall be a rebuttable presumption that a public nuisance exists at any location where:

- A. There have been one or more arrests for a predicate offense (as defined herein) on two or more occasions within the past three years;
- B. An owner or occupant has been found liable by the Bureau of Administrative Adjudication or found guilty by the Nassau County District Court or other court of competent jurisdiction as a result of engaging in prohibited conduct on two or more occasions within the past three years; or
- C. Notice has been given in accordance with § 184-4 to the owner at the last address shown on the current assessment roll of the County Assessor, that prohibited conduct has occurred at the location and, within three years of the date of such notice, there is an additional occurrence of prohibited conduct at the location.

§ 184-5. Enforcement.

- A. In the event that any building or structure shall be maintained as a public nuisance as defined herein, then in addition to any District Court prosecution available to it, the Town shall hereby be empowered to institute an action in any court of competent jurisdiction to enjoin further occupancy of the building or structure in question for a period of up to three

years from the date of the second incident or predicate offense, and shall be further empowered to seek a temporary closing order, temporary restraining order, preliminary injunction and/or a permanent injunction to remove such occupancy and secure the premises therefrom at the earliest possible time.

- B. Additionally, upon completion of notice and hearing as provided in Subsection C hereof, the Town Board shall be empowered to declare said building or structure as a public nuisance so as to be an immediate and substantial threat to the safety and well-being of the inhabitants of the building or structure in question, or of the residents or other occupants of the surrounding vicinity, and to direct that such building or structure be physically boarded up and secured from further occupancy for a period of up to one year from the date of such declaration and to direct that a sign be posted upon all exterior doors of such building or structure, declaring with bold lettering that occupancy thereof is prohibited until further order of the Commissioner of Planning and Development.
- C. In the event that the Town Board shall take action pursuant to Subsection B above, then the notice and hearing shall be undertaken pursuant to the following requirements:
 - (1) The notice shall be in writing and shall be provided not less than 10 days prior to the scheduled date of the hearing to the owner, lessee or other person or legal entity in control of the building or structure in question by personal delivery or by certified mail, return receipt requested, to such person(s) or legal entities at their last known address(es) and by physical delivery to the front door of the premises in question.
 - (2) The notice shall state the decision of the Town Board under Subsection B hereof and shall direct all persons receiving notice to provide good cause why the Town Board should not proceed with the ordering of any action authorized under Subsection B.
 - (3) In the event that a court of competent jurisdiction or the Town Board authorizes action by Town departments to effectuate its directives pursuant to Subsection A or B above, respectively, and in the event that such actions by Town departments are undertaken in accordance therewith, then the Town shall be entitled to assess the cost to the Town of the actions and to charge and file a tax lien for that amount against the tax lot(s) upon which said building or structure is situated, for the amount of such cost, to be collected in the same manner as provided for the collection of property taxes in the Town, generally.

§ 184-6. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. Any violation of this section is punishable by a fine of not less than \$500, nor more than \$1,000 for each offense and/or imprisonment, for not more than 15 days, and for the purpose of prosecution, the violation of § 184-2 hereof shall be deemed to have been committed at the time of the second occurrence of prohibited conduct at that location.
- B. It shall be a misdemeanor, punishable by a fine of not less than \$500, nor more than \$1,000 and/or imprisonment for not more than six months, for any person to enter upon any building or structure which has been posted and secured pursuant to the provisions of this chapter except upon written permission of the Commissioner of the Department of Planning and Development, and it shall be a violation punishable by a fine of not more than \$250 and/or imprisonment for not more than 15 days for any person to remove or deface any notice posted pursuant to the provisions of this chapter.

- C. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein. Any conduct deemed to be a misdemeanor shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

§ 184-7. Construal of provisions.

- A. This chapter shall not be construed to exclude any other remedy provided by law for the protection of health, safety and welfare of the people of the Town of Oyster Bay, including but not limited to all express and implied powers of the Town Board of the Town of Oyster Bay.
- B. This chapter shall not be construed to exclude any civil or criminal remedy provided by law for the enforcement of the Town of Oyster Bay Code or of the laws of the County of Nassau, the State of New York or the United States.

§ 184-8. Severability.

The provisions of this chapter are severable. If any clause, sentence, paragraph, section, word, or part of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, section, word or part thereof directly involved in the controversy in which such judgment shall have been rendered. The invalidity of any word, clause, sentence, paragraph, section or part of this chapter shall not affect the validity of any other part of this chapter which can be given effect without such invalid part or parts.

Chapter 187

RECORDS, PUBLIC ACCESS TO

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 2-28-1978.

Amendments noted where applicable.]

§ 187-1. Statutory authorization; enactment.

In compliance with Article 6 of the Public Officers Law of the State of New York and with the rules and regulations of the New York State Committee on Public Access to Records, the Town Board of the Town of Oyster Bay has adopted these rules and regulations this 28th day of February 1978.

§ 187-2. Purpose.

- A. The Town Board recognizes the people's right to know the process of government decisionmaking and the right to inspect documents and statistics leading to such determinations.
- B. These rules and regulations provide information as to location of public records and procedures for their availability in accordance with Article 6 of the Public Officers Law of the State of New York, as amended.

§ 187-3. Records access officer. [Amended 3-13-1984; 3-12-1991 by L.L. No. 1-1991]

The records access officer of the Town of Oyster Bay shall be the Town Clerk or his/her designee located at Town Hall, Audrey Avenue, Oyster Bay, New York 11771, and it shall be his duty and responsibility to:

- A. Make certain that appropriate employees of the Town of Oyster Bay maintain a current subject matter list of records under their jurisdiction.
- B. Assist the requester in identifying requested records, if necessary.
- C. Make, within five business days of the receipt of a written request for a record reasonably described, such record available to the person requesting it, deny such request in whole, or in part, and explain in writing the reason therefor, or furnish a written acknowledgement of such receipt of the request and a statement of the approximate date, which shall be reasonable under the circumstances of the request, when such request will be granted or denied. **[Amended 3-28-2006 by L.L. No. 2-2006]**
- D. Upon request for copies of records:
 - (1) Make a copy available upon payment of \$0.25 for each copy sheet of size not larger than 8 1/2 inches by 14 inches, and upon payment of the actual cost of reproduction for any size beyond said dimensions, as well as the actual cost for each printed or recorded document available under law; or
 - (2) Permit the requester to copy said records.
- E. Upon request, certify that a record is a true copy.
- F. Upon failure to locate records, certify that:
 - (1) The town is not the custodian for such records.
 - (2) The records cannot be found after diligent search.
- G. Post current rules and regulations in the office of the Town Clerk for public review.

§ 187-4. Location of records.

The Town Clerk shall keep and maintain a directory of records available for public inspection. Said directory will itemize records alphabetically by subject matter, designate its availability and place where reviewable.

§ 187-5. Hours for inspection.

Records shall be available for inspection during the regular business hours of the Town of Oyster Bay when open for town business, but in no event earlier than 9:00 a.m. nor later than 4:30 p.m. on said days.

§ 187-6. Requests for access.

- A. Every request for a record must be made in writing.
- B. Each request shall reasonably describe the record sought and whenever possible the

requester should furnish information regarding dates, file designations or other information to better identify the record requested.

- C. The records access officer or designee shall respond to any request for records within five business days of receipt of the request.
- D. If the records access officer or designee determines to grant a request in whole or in part, and if circumstances prevent disclosure to the person requesting the record or records within 20 business days of the date of the acknowledgement of the receipt of the request, the records access officer or designee shall state, in writing, both the reason for the inability to grant the request within 20 business days and a date certain within a reasonable period, depending on the circumstances, when the request will be granted in whole or in part.
[Amended 3-28-2006 by L.L. No. 2-2006]

§ 187-7. Denial of access.

- A. Any person denied access to records may appeal in writing within 30 days of a denial.
[Amended 3-28-2006 by L.L. No. 2-2006]
- B. A denial of access shall be in writing, stating the reason therefor and advising the requester of his or her right to appeal to the appeals officer. **[Amended 3-28-2006 by L.L. No. 2-2006]**
- C. The appeals officer of the Town of Oyster Bay shall be the Town Attorney or his designee.
- D. The time for deciding an appeal by the appeals officer shall commence upon receipt of a written appeal identifying:
 - (1) The date and location of a request for records.
 - (2) The records requested.
 - (3) The basis for denial.
 - (4) The name and address of appellant.
- E. The appeals officer shall transmit a copy of an appeal to: Committee on Public Access to Records, Department of State, 162 Washington Avenue, Albany, New York 12231.
- F. The appeals officer shall inform the appellant and the Committee on Public Access to Records of its determination, in writing, within 10 business days of receipt of an appeal.
[Amended 3-28-2006 by L.L. No. 2-2006]

Chapter 192

SECONDHAND DEALERS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 10-21-1980 (Ch. 27 of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Peddling and soliciting — See Ch. 173.

§ 192-1. Statutory authorization.

Pursuant to the provisions of the New York State Constitution, the Municipal Home Rule Law, the Suburban Town Law, the General Municipal Law and the Town Law, all as amended, the Town Board of the Town of Oyster Bay is empowered to enact local laws and ordinances licensing and regulating occupations and the conduct of business to protect and promote the health, safety, morals or the general welfare of the community. Therefore, the Town Board of the Town of Oyster Bay enacts Chapter 192 into the Code of Ordinances of the Town of Oyster Bay, entitled "Secondhand Dealers."

§ 192-2. Findings and intent.**A. Findings.**

- (1) There is no control in the Town of Oyster Bay governing the activities of those persons engaged in the business of buying and selling secondhand merchandise. Some of these dealers represent to those persons involved in crime an opportunity to dispose of stolen property. If the law enforcement agencies are to function, an ordinance regulating these secondhand establishments is necessary.
- (2) The ease with which some secondhand dealers buy and dispose of personal property indicates the need for the enactment of laws to control and regulate their everyday business transactions. A few of the dealers require scant or very often no identification when purchasing personal property, and rarely, if ever, is proof of ownership requested.
- (3) It is a fact that secondhand dealers are not required, at the present time, to forward reports of acquired used property to any of the police agencies. With the passage of this chapter, reports would be required from dealers in secondhand jewelry, marine equipment, antiques, cameras, coins, stamps, musical instruments, firearms, televisions, as well as stereophonic equipment. As a result of the reporting, there would be a marked increase in the number of restitutions for the sole reason that now these merchants would be committed to keeping accurate records of the used property purchased and disposed of by forwarding the proper reports to the police on a daily basis at the close of each business day.
- (4) This problem involving stolen property is not confined solely to the small dealers. Some of the very largest retailers in the nation, those whose stores are located in the Town of Oyster Bay, buy large quantities of old gold, jewelry and diamonds and forward not one single report of purchase to any police agency in the county. The scope for the exploitation of stolen property is further broadened due to the operations of these merchandising giants.
- (5) For small or large business enterprises to be allowed to continue to operate without laws to control and regulate the purchase of secondhand articles not only jeopardizes

the property rights of many people but extremely hampers the police agencies in their efforts to recover stolen property and identify suspects.

B. Legislative intent.

- (1) The security involved in the handling of secondhand property has become a matter of concern to the police agencies charged with the duty and responsibility therein. With the increase in the incident of property thefts, the widespread use of alcohol and drugs, the decline in the value of the dollar, the increase in the price of gold and diamonds, the specter of inflation where barter becomes more of a reality, all point to the imperative that the best interests of the people of the Town of Oyster Bay would be served by the enactment of this chapter.
- (2) This chapter will ensure a dramatic rise in the percentage of the stolen property recovered, an increase in the probability that the general public will receive a fairer deal in their business transactions and will better the means to allow the police agencies to obtain more information necessary to apprehend perpetrators of crimes associated with the theft of property. Thereby the public health, morals and general welfare of the Town of Oyster Bay will be protected and promoted.

§ 192-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

DEALER IN SECONDHAND ARTICLES — Any person who in any way, as principal, broker or agent:

- A. Deals in the commercial purchase or sale of secondhand articles for any purpose and of whatever nature, including but not limited to old gold or other precious metals, coins, stamps or currency, firearms, rifles, shotguns, cameras, business machines, musical instruments, outboard motors or electronic equipment.
- B. Accepts or receives secondhand articles as returns of merchandise or in exchange for or for credits on any other articles or merchandise.
- C. Deals in the commercial purchase or sale of pawnbroker tickets or other evidence of pledged articles.

§ 192-4. Applicability.

Nothing contained in this chapter shall be construed to apply to:

- A. Automobiles, pianos, books, magazines, rugs, tapestries, artists' burlaps, paintings, sculpture, drawings, etchings and engravings.
- B. The first purchase or sale in the country of any imported secondhand article.
- C. The acceptance or receipt of merchandise in a new condition as a return, exchange or for credit or refund, if such merchandise was originally purchased as new merchandise from the person accepting or rereceiving the same, nor to any resale of such merchandise as new merchandise or the first subsequent nonretail or exchange of such merchandise as used merchandise.

- D. The acceptance or receipt of merchandise in a used condition as a return, trade-in, exchange or for credit or refund if such merchandise was originally purchased as new merchandise from the person accepting or receiving the same, nor to the first subsequent nonretail sale or exchange of such merchandise.
- E. The first sale, at retail, of merchandise which has been rebuilt by the manufacturer or vendor originally manufacturing it, or the licensed agents thereof, and sold as factory rebuilt merchandise.
- F. A thrift shop, as defined to be so classified under the United States Internal Revenue Code, entitled to an exemption as an eleemosynary corporation or institution.
- G. Antiques, which shall mean secondhand articles over 50 years of age, having a value of less than \$250, and void of any means of identification. "Identification" shall mean articles which are serialized, monogrammed, initialed or distinctly marked.

§ 192-5. Proof of original purchase.

The burden of proof that an article was originally purchased from the person accepting or receiving it, that it was the first subsequent sale or exchange thereof to a person other than an ultimate consumer or that it was a first sale at retail of such factory rebuilt merchandise shall be upon the person asserting the same. Evidence of an existing trade practice in the Town of Oyster Bay, if any, shall be admissible for the purpose of determining whether or not merchandise is in new or used condition.

§ 192-6. Interpretation of provisions.

In interpreting and applying the provisions of this chapter, the rule of interpretation applicable to remedial legislation shall be used so that the spirit and intent of this chapter shall be observed. All provisions shall be:

- A. Considered as minimum requirements; and
- B. Deemed neither to limit nor repeal any other powers granted to the Town of Oyster Bay under New York State statutes.

§ 192-7. Disclaimer of liability.

This chapter shall not create any liability on the part of the Town of Oyster Bay, its officers, agents or employees or the Nassau County Police Department, its officers, agents or employees, for any act or damage caused as a result from reliance on this chapter or any administrative decision lawfully made thereunder.

§ 192-8. Licenses.

- A. It shall be unlawful for any person to act as a dealer in secondhand articles without a license therefor.
- B. There shall be three types of licenses: general license; management license; and exposition license.
 - (1) A general license shall authorize the licensee to act as a secondhand dealer with respect to all articles other than secondhand automobiles, within the Town of Oyster

Bay during the license period specified in Subsection C of this section.

- (2) A management license shall authorize the licensee, who is not a dealer in antiques or unique secondhand articles, to operate and manage an antique or unique secondhand articles exposition where such antiques or unique secondhand articles are sold at any fair, show or exhibit or any place where this merchandise is offered for sale within the Town of Oyster Bay, during a period of one month from the date of issuance of such license.
- (3) An exposition license shall authorize a dealer in antiques or unique secondhand articles who maintains no place of business within the Town of Oyster Bay to exhibit and sell such articles at any fair, show or exposition within the Town of Oyster Bay, during a period of one month from the date of issuance of such license.

C. Bonds; fees; conditions.

- (1) Each dealer securing a general license shall furnish a bond to the Town of Oyster Bay, with sufficient surety to be approved by the Town Clerk in the penal sum of \$2,000 conditioned for the due observance of the ordinance relating to such dealers.
 - (2) Each manager of an antique or unique articles exposition shall furnish a bond to the Town of Oyster Bay, with sufficient surety to be approved by the Town Clerk in the penal sum of \$2,000, conditioned for the due observance of the ordinance relating to dealers who are exhibitors at the exposition.
 - (3) The annual license fee for licenses shall be as follows:
 - (a) General or management license fee shall be \$100 except that for any general or management license issued prior to October 1, 1981, the fee shall be \$75.
 - (b) Exposition license fee shall be \$50; except that for any exposition license issued prior to October 1, 1981, the fee shall be \$37.50.
 - (4) All general licenses shall expire on the first day of October next succeeding the date of issuance thereof, unless sooner revoked or suspended. A new application for a license must be made yearly if the licensee desires to continue such activity.
- D. All licenses shall be placed and at all times displayed in a conspicuous place at the licensee's place of activity of business for which it is issued.
- E. All licenses are personal with the licensees. It does not go with title to the land nor may it be sold, assigned, transferred or disposed of.
- F. Any license may be revoked or suspended by the Town Board of the Town of Oyster Bay after a hearing thereon pursuant to the provisions of § 192-20 herein, at which time the licensee shall have an opportunity to be heard.
- G. The granting, refusal, revocation or suspension of any license by the Town Board shall be subject to review by certiorari after applicant or licensee has exhausted all administrative remedies.
- H. Application for license. Applicants for a license under this chapter must file with the Town Clerk of the Town of Oyster Bay an application, supplied by the Town Clerk, containing the following information:

- (1) The name and description of the applicant. Individuals operating under a trade name must present a certified copy of the trade name certificate filed in the Nassau County Clerk's office. A partnership conducting business, whether or not under a trade name, must submit a certified copy of the partnership certificate filed in the Nassau County Clerk's office when partnership was formed. A corporation must furnish a photostatic copy of the filing receipt for the certificate of incorporation from the New York State Secretary of State. A corporation from outside New York State must furnish a photostatic copy of its application for authority to do business in New York State from the New York State Secretary of State.
- (2) The address of the applicant (local and legal).
- (3) That the applicant is of legal age.
- (4) That the applicant is a citizen of the United States, whether citizenship was obtained by birth or naturalization, or an alien lawfully admitted for permanent residence in the United States. If by naturalization, the date and place where obtained. **[Amended 6-15-2021 by L.L. No. 8-2021]**
- (5) A statement as to whether or not applicant has ever been convicted of or now under charge of any crime, misdemeanor or violation of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor, and such other facts or evidence as is deemed necessary to establish that the applicant is a person fit and capable of properly conducting the activity or business for which the license is sought.
- (6) A description of the exact type of business applicant intends to conduct.
- (7) The name and address of the owner or owners of the land and the nature of the right of occupancy of the applicant to the use of such land.
- (8) Two photographs of the applicant, taken not more than 60 days prior to the filing of the application which photographs shall be two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner. Two photographs and fingerprints are required of each individual applicant; two photographs and fingerprints are required of each partner; no photographs are required of corporate applicants, but all officers must be fingerprinted, as well as any stockholder of 10% or more of the stock.
- (9) If the applicant is a corporation, the name, address and title of officer of corporation upon whom process or other legal notice may be served.
- (10) A copy of the applicant's fingerprints shall be duly submitted to the New York State Division of Criminal Justice Services. Any fees required for fingerprinting shall be the responsibility of the applicant. **[Amended 6-29-2021 by L.L. No. 11-2021]**

I. Issuance of license.

- (1) Upon receipt of the license application and upon the approval by the Town Clerk of the Town of Oyster Bay and the payment of the prescribed fees and bonds required of the applicant, the Town Clerk shall prepare and deliver to the applicant his license.
- (2) Every license issued hereunder shall be signed at the direction and in the name of the Town Clerk and sealed with the seal of the Town of Oyster Bay.

- (3) The Town Clerk shall keep a record of all licenses issued, as well as any other matters herein described.⁵⁹

J. Grounds for denial. [Added 6-29-2021 by L.L. No. 11-2021]

- (1) The Town Clerk may deny a license or permit sought to be issued pursuant to this chapter, if he shall find that the requirements governing the issuance of the license or permit, as prescribed either by this chapter or the provisions of this Code or other ordinance rule or regulation requiring the license or permit, or the issuance of the license or permit or the issuance thereof have not been sufficiently complied with by the applicant.
- (2) In addition to the provisions of Subsection J(1), the Town Clerk may deny a license or permit for the following reasons:
- (a) If the applicant, or if the applicant is a firm or corporation, any of its members or officers or the person designated to manage or supervise the business, shall have been convicted of a misdemeanor or felony, which in the judgment of the Town Clerk renders the applicant unfit or undesirable to carry on the trade or occupation involved. Any decision regarding such applicant's fitness for a license must be made upon a review of the factors contained in New York State Correction Law §§ 701 through 703-b and 751 through 753; or
 - (b) If the applicant, in the judgment of the Town Clerk, is deemed to be an undesirable person or incapable of properly conducting the activity, trade or business of a collateral loan broker; or
 - (c) If the applicant has been found by any court of the state to have practiced any fraud, deceit or misrepresentation in the conduct of the collateral loan broker business unless the Town Clerk, after Town Board approval, shall decide in any particular case upon the facts there presented that it is proper to issue the license applied for; or
 - (d) If the applicant's license issued under this chapter has been revoked at any time during the year prior to the time of the application for the license; or
 - (e) If the applicant's license which has been issued pursuant to this chapter, has been suspended, and the period of such suspension has not expired at the time of this application for the license.

§ 192-9. Information to be kept; reports.

Every dealer in secondhand articles shall furnish to the Police Commissioner of Nassau County or his agent at such times, in such manner and at such intervals as shall be specified by the Police Commissioner, all information requested by the Police Commissioner relative to all records required to be kept under this chapter. Such information shall be supplied on forms to be designated and supplied by the Police Commissioner. Duly licensed dealers in antiques shall furnish daily reports of purchases of secondhand articles within 72 hours.

59. Editor's Note: Former Subsection I(4), which immediately followed and prohibited granting of a license to certain dealers in secondhand articles, was repealed 6-29-2021 by L.L. No. 11-2021. See Subsection J for current provisions on grounds for denial of a license.

§ 192-10. Restrictions.

- A. It shall be unlawful for any dealer in secondhand articles to engage in selling activities at any place other than the place of business designated in such license.
- B. It shall be unlawful for any dealer in secondhand articles to purchase any secondhand goods or things from any person whom he knows to be or has reason to believe is a minor.
- C. With the exception of duly licensed dealers in antiques, it shall be unlawful for any dealer in secondhand articles to purchase any secondhand goods or articles from any person between the hours of 10:00 p.m. and 7:00 a.m.
- D. It shall be unlawful for any dealer in secondhand articles to sell or dispose of any secondhand articles, except articles purchased from another secondhand dealer duly licensed by the Town of Oyster Bay until the expiration of 15 business days after the acquisition by such dealer of such articles. Duly licensed dealers in antiques may sell or dispose of secondhand articles during a period of time prior to the expiration of said 15 days mentioned above, provided that the required record of purchases and sales are met pursuant to § 192-13 hereof.
- E. ⁶⁰It shall be unlawful for any person licensed as a secondhand dealer to deal in the purchase or sale of any junk, old rope, old iron, brass, copper, tin, lead, rubber, paper, rags, bagging, slush or empty bottles or employ or use a boat, cart or other vehicle for the purpose of collecting any such things or materials, unless he is also licensed as a junk dealer therefor, as provided for in and pursuant to Chapter 139 of this Code of Ordinances entitled "Junk and Junk Dealers."

§ 192-11. New articles to be labeled.

Every person licensed as a dealer in secondhand articles who also sells new articles within the licensed premises shall label all new articles in such manner that the public will be informed of the nature of such articles.

§ 192-12. Lost or stolen articles.

- A. If any articles shall be advertised in any newspaper printed in the County of Nassau as having been lost or stolen and if any goods or articles answering such advertised description or any part thereof shall be in or come into the possession of any dealer in secondhand articles, upon receiving actual written or oral notice of the similarity of description of such articles, such dealer shall immediately give information relating thereto to the Police Commissioner of Nassau County or his agent. No disposition of such articles shall be effected until authorization to do so shall be given to such dealer by the Police Commissioner or his authorized agent. A dealer in secondhand articles, when notified by the Nassau County Commissioner of Police or his agent that property in his possession is stolen or alleged to be stolen, shall take immediate steps to secure that property, and it shall be marked "police stop." Thereafter, such property shall not be sold or removed from the premises until notification is made to the dealer, in writing, by the Police Commissioner of Nassau County or his agent allowing such removal or sale.

60. Editor's Note: Former Subsection E, prohibiting secondhand dealers licensed as pawnbrokers, was repealed 3-31-2009 by L.L. No. 3-2009. This local law also provided for the redesignation of former Subsection F as Subsection E.

- B. Every dealer in secondhand articles who shall have or receive any articles alleged or supposed to have been lost or stolen shall exhibit the same, on demand, to the Commissioner of Police of Nassau County or any authorized inspector of licenses, to any police officer or to any person duly authorized, in writing, by the Commissioner of Police to examine such articles, who shall exhibit such written authority to the dealer.

§ 192-13. Recordkeeping; inspections.

- A. Every dealer in secondhand articles shall keep a bound book, in a form prescribed by the Commissioner of Police of Nassau County, of consecutively numbered transactions, in which shall be legibly written in English, at the time of every purchase or sale to or from a person other than a dealer in secondhand articles, a description of every secondhand article so purchased or sold, the number or numbers and any monograms, inscriptions or other marks of identification that may appear on such article, a description of the articles or pieces comprising old gold, silver, platinum, other metals or coins, stamps or currency and any monogram, inscription or marks of identification thereon, the name and residence address of the person from whom such purchase was made and the day and hour of the purchase.
- B. Every dealer in secondhand articles who receives secondhand articles on consignment shall keep a record, in the above prescribed book, describing the articles and the name and description of the person or dealer such items are received from.
- C. As between dealers, all transactions shall be recorded, in the above-prescribed book, and legible records kept describing the articles, including a detailed description of all jewelry and costume jewelry.
- D. Such books shall be kept on the business premises of the secondhand dealership or at the place designated on the duly approved license, at all times during normal business hours. Such books shall be open to the inspection of any police officer, to the Commissioner of Police of Nassau County or any inspector of licenses or any person duly authorized, in writing, for such purposes by the Commissioner of Police of Nassau County, who shall exhibit such written authority to the dealer.
- E. Duly licensed dealers in antique articles shall keep a record of bulk purchases in the bound book, noting the invoice number on each bulk purchase. All identifiable secondhand articles which are part of the bulk purchase shall be entered individually in the ledger book and reported individually to the Nassau County Police Commissioner within 72 hours after such bulk purchase.
- F. Every dealer in secondhand articles shall make available all business premises and any and all rooms or portions of rooms thereof of the secondhand dealership at all times during normal business hours and all articles therein pertaining to said business for inspection by the Commissioner of Police of Nassau County or any inspector of licenses or any person duly authorized, in writing, for such purposes by the Commissioner of Police of Nassau County who shall exhibit such written authority to the dealer.

§ 192-14. Identification of sellers.

- A. It shall be the duty of every secondhand dealer to verify the identity of every person from whom he purchases an article, and to make and keep a written record of the nature of the

evidence submitted by such person to prove his identity.

- B. Only the following shall be deemed acceptable evidence of identity:
- (1) Any official document, except a social security account number card, issued by the United States Government, any state, county, municipality or subdivision thereof, any public agency or department thereof or any public or private employer, which requires and bears signature of the person to whom issued.
 - (2) Other identification documentation which, under the circumstances of any particular purchase, would lead a reasonable man to believe to be accurate and reliable, when identification under Subsection B(1) hereof is not available.
- C. It shall be the duty of every dealer in secondhand articles to require that every person from whom an article is purchased sign his name in the presence of the secondhand dealer, and to compare the signature with the signature on the identifying document, if any, and retain on his premises the person's signature, together with the number and description of the identifying document, if any.

§ 192-15. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

- A. A failure to comply with the provisions of § 192-8A and B, hereof entitled "Licenses," shall constitute a Class A misdemeanor, punishable by a fine not exceeding \$1,000 or imprisonment for a period not exceeding one year, or by both such fine and imprisonment.
- B. A failure to comply with any other section or sections of this chapter shall constitute a violation and shall be punishable by a fine not exceeding \$250 or imprisonment for a period not exceeding 15 days, or by both such fine and imprisonment. The continuation of an offense shall constitute a separate and distinct violation hereunder for each day the offense is continued.
- C. In addition to the penalties provided above, any offense against the provisions of this chapter shall subject the person committing the offense to a civil penalty in the amount of \$1,000 for each day that the offense shall continue, collectible by and in the name of the Town of Oyster Bay.
- D. Conviction of any person or persons for any offense against the provisions of this chapter shall constitute and effect an immediate forfeiture of any and all licenses issued pursuant to this chapter to said person or persons.
- E. In addition to the above-provided penalties and punishment, the Town Board also may maintain an action or proceeding in the name of the Town of Oyster Bay in a court of competent jurisdiction to compel compliance with the provisions of this chapter or to restrain by injunction an offense against this chapter.

§ 192-15.1. Violation of directives. [Added 8-19-1997 by L.L. No. 6-1997; 3-7-2023 by L.L. No. 4-2023]

In addition to and notwithstanding any other remedy for any offense against this chapter, any person violating a directive issued by the Commissioner or his/her duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or

both.

§ 192-15.2. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized by this article.

§ 192-16. Enforcement.

It shall be the duty of any police officer of the County of Nassau to require any person seen dealing in secondhand articles and who is not known by such police officer to be duly licensed, to produce or display his secondhand dealer's license and to enforce the provisions of this chapter against any person found to be violating the same.

§ 192-17. Reports of violations.

The Town Clerk of the Town of Oyster Bay shall record all convictions for violations of this chapter which are officially brought to her attention by any authorized agency or person.

§ 192-18. Revocation or suspension of license.

- A. A license issued under the provisions of this chapter may be revoked or suspended by the Town Clerk after notice for any of the following causes:
 - (1) Fraud, misrepresentation or false statement contained in the application for the license.
 - (2) Any violation of this chapter.
 - (3) Conviction of any crime or offense involving moral turpitude.
 - (4) Conducting the activity as a dealer in secondhand articles in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.
- B. Notice of revocation or suspension of a license shall be given in writing setting forth specifically the grounds of the complaint. Such notice shall be mailed, postage prepaid, to the licensee at his last known address, in accordance with §§ 192-8H and 192-10 hereof.

§ 192-19. Appeals.

- A. The holder of any license which has been suspended or revoked and any applicant who shall have been denied a license under this chapter may apply for a review of the action of the Town Clerk as hereinafter provided:
 - (1) Such application shall be in writing, signed and acknowledged by the applicant and shall state the ground or grounds on which the applicant claims that the determination of the Town Clerk was erroneous.
 - (2) Such application shall be filed with the Town Clerk by the applicant within 20 days after notice of denial of his application or notice of suspension or revocation of his

- permit by the Town Clerk has been mailed to him or delivered to him in person.
- (3) Upon the filing of such application, a hearing shall be held thereon pursuant to the provisions of § 192-20 hereof.
- (4) At such hearing the Review Board shall consider the applicant's application upon the record before the Town Clerk in connection with the Town Clerk's consideration thereof, and in its discretion receive new or additional evidence in support thereof or in opposition thereto.
- B. The Review Board, after such hearing, may affirm the action of the Town Clerk or direct the Town Clerk to issue a proper license pursuant to this chapter.

§ 192-20. Hearings.

Whenever it shall be provided herein that a hearing shall or may be held with respect to any matter:

- A. Such hearing shall be held on a date, at a place and hour designated by the Town Board.
- B. The Town Clerk shall give notice thereof, stating the name and address of the applicant or license holder concerned, the subject matter of the hearing and the date, place and hour thereof designated therefor, by mailing a copy thereof to the applicant or license holder concerned at the address shown on the most recent application of such applicant or licensee, at least 10 days before such hearing.
- C. If an applicant or licensee requests a hearing, the Town Board shall designate two or more members of the Town Board to conduct said hearing as a Review Board.
- D. The applicant or license holder involved shall be entitled to be represented by legal counsel and to present such competent and material testimony or other evidence in his own behalf as may be relevant to the subject matter of the hearing.
- E. All witnesses shall be sworn and examined under oath.

Chapter 196**SHELLFISH AND MARINE LIFE**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 3-19-1974 (Ch. 16 of the 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Waterways — See Ch. 241.

ARTICLE I
General Provisions
[Amended 1-26-1982; 3-7-1989; 1-29-2008 by L.L. No. 3-2008]

§ 196-1. Title.

This chapter shall be known as the "Shellfish and Marine Life Ordinance of the Town of Oyster Bay."

§ 196-2. Purpose and findings; applicability.

- A. This chapter is adopted for the purpose of regulating and controlling the taking of shellfish, shellfish predators, and other aquaculture marine life from the lands underwater in the Town of Oyster Bay in order to ensure the propagation of shellfish, to protect the public health and welfare, to promote the economic well-being of those who rely upon Town waters for their livelihoods and to provide food and recreation for the residents of the Town of Oyster Bay. [Amended 11-16-2021 by L.L. No. 15-2021]
- B. A variety of research and studies have supported limiting access to shellfish stock in order to prolong, preserve and protect Long Islands shellfish industry, most specifically by limiting the number of licenses and permits issued.
- C. Unregulated access to marine resources leads to biologic and economic depletion of stocks. There is a need for regulations to limit fishing efforts or access. Limited entry is primarily a method of allocating revenue to the participants in a fishery to improve their individual economic performance and that of the entire fishery. Entry can be limited directly by establishing a limit to the number of licenses issued. Limited entry must be combined with limits on each individual's catch. The need to control entry into Oyster Bay waters is recommended to sustain harvests over a longer period, while maintaining a higher standing stock of shellfish.
- D. Two thousand and seven shellfish density surveys for the South Oyster Bay and the Oyster Bay/Cold Spring Harbor complex have determined that there is compelling evidence to indicate that the existing shellfish stock cannot sustain substantially more pressure without undergoing decline. Thus, it is of paramount importance that the Town of Oyster Bay enact regulations to foster the goal of shellfish preservation.
- E. It is hereby found that the marine life existing in the waters of the Town and in the Town land underwater is an invaluable resource, the protection of which necessitates the promulgation of regulations giving due consideration to commercial, recreational and ecological factors and in accordance with sound conservation principles.
- F. The Town has ownership and authority over certain waters and lands underwater within the boundaries of the Town of Oyster Bay. The provisions of this chapter shall apply to all Town waters and lands underwater, as hereinafter defined.

§ 196-3. Penalties for offenses.

- A. Any person convicted of taking shellfish without a permit as required by § 196-5B for commercial purposes, or a license as authorized by Article VI, shall be guilty of the following: Amended 11-16-2021 by L.L. No. 15-2021]

- (1) A violation for a first conviction punishable by a fine of not less than \$350 nor more than \$750, and/or an amount equal to the market value of the shellfish taken.
 - (2) A violation for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine of not less than \$750 nor more than \$1,500, and/or an amount equal to the market value of the shellfish taken.
- B. Any person convicted of taking shellfish from Town lands underwater between sunset and sunrise in violation of § 196-14 shall be guilty of the following:
- (1) A violation for a first conviction, punishable by a fine not less than \$100 nor more than \$500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment not to exceed more than 15 days, or by both such fine and imprisonment.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine not less than \$500 nor more than \$1,000, and/or an amount equal to the market value of the shellfish taken, or by imprisonment for not less than six months nor more than one year, or by both such fine and imprisonment.
- C. Any person convicted of taking or possessing shellfish of less than legal size in violation of § 196-15 for commercial purposes shall be guilty of the following:
- (1) A violation for a first conviction punishable by a fine of not less than \$500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment for not more than 15 days, or by both such fine and imprisonment.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine of not less than \$750 nor more than \$1,500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment for not less than six months nor more than one year, or by both such fine and imprisonment.
- D. Any person convicted of taking shellfish from uncertified areas in violation of § 196-16, or violating prohibitions, restrictions or regulations with regards to taking shellfish from a management area in violation of § 196-18A, B and/or C shall be guilty of the following:
- (1) A misdemeanor for a first conviction, punishable by a fine not less than \$750 nor more than \$1,500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment not to exceed more than 30 days, or by both such fine and imprisonment.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of previous conviction for a like offense, punishable by a fine not less than \$1,500 nor more than \$2,500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment for not less than six months nor more than one year, or by both such fine and imprisonment.
- E. Any person convicted of willfully placing, moving or removing any boundary markers pertaining to any management area in violation of § 196-18D and E shall be guilty of the following:

- (1) A violation for a first conviction, punishable by a fine not less than \$500 nor more than \$1,000 or by imprisonment not to exceed 15 days, or by both such fine and imprisonment.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine not less than \$1,000 nor more than \$2,000 or by imprisonment not to exceed six months, or by both such fine and imprisonment.
- F. Any person convicted of taking shellfish from Town-leased lands underwater in violation of § 196-22 shall be guilty of the following:
- (1) A violation for a first conviction, punishable by a fine not less than \$500.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine not less than \$750 nor more than \$1,000, and/or an amount equal to the market value of the shellfish taken, or by imprisonment not to exceed six months, or by both such fine and imprisonment.
- G. Any person who shall have been convicted of a violation of this chapter and whose permit or license shall have been suspended or revoked and who further violates this chapter during such period of suspension or revocation shall be guilty of a misdemeanor punishable by a fine not to exceed \$2,000 or by imprisonment not to exceed one year, or both.
[Amended 11-16-2021 by L.L. No. 15-2021]
- H. Any person convicted of violating this chapter shall be subject to a civil penalty in the amount of the damages sustained by the Town and caused by said violation, to be sued for by the Town and used by the Town in furtherance of a bay management program.
- I. Any person convicted of violating any provision of this chapter, except as otherwise provided in Subsections A through H shall be guilty of the following:
- (1) A violation for a first conviction, punishable by a fine not less than \$50 nor more than \$500, and/or an amount equal to the market value of the shellfish taken, or by imprisonment not to exceed 15 days, or by both such fine and imprisonment.
 - (2) A misdemeanor for a second conviction or subsequent convictions within five years of a previous conviction for a like offense, punishable by a fine not less than \$750 nor more than \$1,000, and/or an amount equal to the market value of the shellfish taken, or by imprisonment not to exceed six months, or by both such fine and imprisonment.
- J. All the provisions and penalties herein contained are in addition to and in no wise in contradiction or modification of any other provisions of this chapter or of any laws applicable thereto.

ARTICLE II
Shellfish

[Amended 1-26-1982; 3-13-1984; 4-16-1985; 3-7-1989; 9-14-1993; 6-22-1999 by L.L. No. 4-1999; 3-9-2004 by L.L. No. 7-2004; 1-29-2008 by L.L. No. 3-2008]

§ 196-4. Definitions and word usage.

- A. In this chapter, unless the content requires otherwise, the following terms shall have the meanings ascribed to them:

BOAT or VESSEL — Includes every description of water craft, floating structure, or other contrivance, whether or not seaworthy, used or capable of being used as a means of transportation on water, whether self-propelled or otherwise.

BUSHEL — That amount of unopened shellfish which will fill a bag or standardized container, said bag or container to be a standard measure bushel and stamped with the wording "Town of Oyster Bay" on the bag or container, or fill to the level top of such other shellfish container as the Town may designate, by resolution, duly adopted and posted by the Town Clerk. Where the limit on shellfish taken is a bushel or more pursuant to this chapter, all permittees must use the standard measure bushel bag or standardized container to contain such shellfish as are in his or her possession. Failure to do so shall constitute a violation of this chapter.

CERTIFIED AREAS — Those shellfish lands and the produce thereon designated or certified by the Department of Environmental Conservation of the State of New York to be in such sanitary condition that shellfish thereon may be taken for use as food.

CHURNING — The agitation, disturbance and/or displacement of bottom soil by artificial means, including the use of any mechanical device or outboard motor.

COMMERCIAL PERMIT — A permit issued to persons to take shellfish from Town lands under water for commercial purposes.

COMMERCIAL PERMIT HOLDER — A person who has an Oyster Bay Town commercial permit as prescribed by this chapter.

COMMERCIAL PURPOSE — The taking of shellfish for any use or purpose other than for food consumption by the person so taking or by such person's family or household.

DAYLIGHT HOURS — The time between sunrise and sunset as officially recorded.

DIGGER'S PERMIT — A permit issued by the NYSDEC to allow the commercial taking of shellfish.

ENFORCEMENT OFFICER — An officer designated by the Town to enforce this chapter, including, but not limited to, a Nassau County Police Officer, Town Code Enforcement Officer, Town Bay Constable, Harbormaster, or Town Environmental Conservation Officer.

LEASED UNDERWATER LANDS — Lands underwater leased by the Town for shellfish cultivation and harvesting.

MANAGEMENT AREA — An area designated or set aside by the Town Board for the conservation, preservation, protection, seeding, rehabilitation and/or growth of shellfish, or to promote the health, safety and welfare of the residents of the Town of Oyster Bay.

OWNER — Includes the person under whose name the vessel was last registered with the United States Coast Guard or the New York State Department of Motor Vehicles, and in any case the last known owner or the person who claims lawful possession of such vessel by virtue of legal title or equitable interest therein which entitles him/her to such possession.

PERSONAL PERMIT — A permit issued to persons to take shellfish from Town lands under water for personal or family use.

POT-HAULER — Pot-hauler shall mean a mechanically operated device, including, but not limited to, a winch, reel, windlass or capstan, which is used to haul or retrieve a clam rake from the water and return it to the harvest vessel.

QUALIFIED BIDDER — A person who resides in the Town of Oyster Bay or a domestic corporation of which its principal place of business and a majority of its shareholders reside in the Town of Oyster Bay.

RESIDENT — A person who has, and has had for the preceding six months, a principal place of abode and domicile in, and who actually resides within, the Town of Oyster Bay. Domiciled shall include children of those domiciled while such children live temporarily elsewhere pursuing education or are serving in the armed forces.

SHELLFISH — Includes all varieties and types of oysters, scallops, hard clams, soft clams, razor clams, steamers, crabs, shrimp, lobsters, mussels, skimmer or surf clams, periwinkles, whelks and conch.

SHELLFISH CONTAINER — Any receptacle for holding, storing, packing, enclosing, receiving, transporting or shipping when containing shellfish.

SHELLFISH TAGS — Waterproof labels to be attached to bushel bags or other authorized and standardized containers, identifying the name of the shellfish harvester, the harvest date, the harvest area, the type and quantity of shellfish and such other information as may be required.

STANDARDIZED CONTAINER — Receptacle, the construction material and style of which to be determined by the Commissioner of the Department of Environmental Resources which when filled level to the brim with shellfish will constitute one standard measure bushel and used for the transport and measurement of shellfish.

STANDARD MEASURE — A bushel with a volume of 2,150.42 cubic inches or otherwise in agreement with criteria set forth in the Agriculture and Markets Law of the State of New York Article 16, Section 176.

TAKING — Includes the removal or actual taking of and/or assisting with the removal or actual taking of shellfish, by any means from Town land or Town waters, and all lesser acts such as attempting to remove or take shellfish, disrupting or disturbing of shellfish, with or without the use of any implement, aid or device commonly used to take shellfish, regardless of whether they result in taking or not, and includes every attempt to take. Taking shellfish for commercial purposes shall be presumed where shellfish are taken in quantities in excess of 1/4 bushel in any one day.

TOWN — Town of Oyster Bay.

TOWN LAND UNDERWATER — Includes all lands, lands underwater within the Town, below the mean high-water line, owned by the Town, except such lands leased by the Town to others for shellfish cultivation.

UNCERTIFIED AREAS —

- (1) An area designated by the NYSDEC as an area in such unsanitary condition that shellfish therein may not be taken for use as food.
 - (2) A conditional shellfish area restricted during specific seasons or periods of weather conditions as designated by the NYSDEC and/or the Commissioner of the Department of Environmental Resources of the Town of Oyster Bay.
- B. Word usage. When not inconsistent with the context, the present tense shall include the future, and words used in the plural shall include the singular and vice versa. Furthermore, a masculine pronoun shall include the feminine. "Shall" is mandatory; "may" is permissive.
- C. Ambiguity. Terms not defined in this article, or terms found to be ambiguous or improperly defined in this section, shall be defined by the Environmental Conservation Law of the State of New York or appropriate rules and regulations pursuant thereto.

§ 196-5. Permits required.

- A. No person shall take shellfish unless such person has obtained the permit therefor as hereinafter provided by this article.
- B. No person shall take shellfish for commercial purposes unless such person has obtained a commercial permit therefor as hereinafter provided by this article, or a license issued pursuant to Article VI. **[Amended 11-16-2021 by L.L. No. 15-2021]**
- C. Any person holding permits in both the Town of Oyster Bay and another municipality having residency requirements shall immediately forfeit his/her Town of Oyster Bay permit, which declared null and void by notice of the Town Clerk.
- D. No person shall use, display or possess a permit issued to another person.
- E. The number of commercial permits issued by the Town of Oyster Bay in any one year shall be limited to 110 permits, in accordance with the appropriate section of this chapter. Those having held a permit in good standing the previous permit year may constitute a preapproved list and shall have 30 days prior to the renewal date set forth in this chapter to reapply for such permit before new applicants shall be considered for receipt of a permit. Such preapproval shall be subject to any restrictions set forth in this chapter, such as violations of this or any other chapters of the Code of the Town of Oyster Bay. The number of commercial permits issued by the Town in any one year may be adjusted and set, on a yearly basis, by Town Board resolution and proper publication of notice thereof.
- F. Permits will be issued to individuals only.

§ 196-6. Applications for permit.

- A. Application; information required.
 - (1) An application for a personal or commercial permit shall be submitted to the Town Clerk by sworn statement, in writing, in the form prescribed and issued by the Town Clerk, and shall include but not be limited to:
 - (a) The applicant's name.

- (b) The applicant's address with street and number, if any.
 - (c) The applicant's citizenship, age, sex, weight, height, color of eyes and hair, and signature.
 - (d) The applicant's domicile shall be shown to be within the Town of Oyster Bay.
 - (e) A description of applicant's real property owned in the Town of Oyster Bay with street number, if any, and with Tax Map number.
 - (f) Every applicant less than 18 years of age shall have the application cosigned by a parent or guardian.
 - (g) An applicant for a permit who knowingly makes a false statement or withholds information on an application shall be subject to any and all of the following:
 - [1] Denial of the application.
 - [2] Revocation of any permit issued.
 - [3] Prosecution and civil penalties pursuant to the Penal Law of the State of New York.
- (2) Each applicant for a personal permit shall submit to the Town Clerk for inspection two of the following:
- (a) A valid New York State driver's license and vehicle registration in the name of the applicant, setting forth an address located within the boundaries of the Town of Oyster Bay;
 - (b) A validated tax receipt stub for the current year for any taxable property located within the boundaries of the Town of Oyster Bay;
 - (c) A valid voter registration card indicating applicant's place of residence as being within the boundaries of the Town of Oyster Bay; or
 - (d) A copy of a lease of property within the Town of Oyster Bay, the term of which shall be a minimum of one year. Said personal permit shall expire with the expiration of the lease or March 31, whichever is earlier;
 - (e) All other information requested and deemed necessary by the Town Clerk in the exercise of his/her administrative and investigative functions.
- (3) Each applicant for a commercial permit shall submit to the Town Clerk for inspection all of the following:
- (a) A valid New York State driver's license, vehicle registration in the name of the applicant or a valid New York nondriver's identification card, setting forth an address located within the boundaries of the Town of Oyster Bay;
 - (b) A validated tax receipt stub for the current year for any taxable property located within the boundaries of the Town of Oyster Bay or a copy of a lease of property within the Town of Oyster Bay, the term of which shall be a minimum of one year. Said commercial permit shall expire with the expiration of the lease or March 31, whichever is earlier;

- (c) A valid voter registration card indicating applicant's place of residence as being within the boundaries of the Town of Oyster Bay or an affidavit, in the form prescribed and issued by the Town Clerk, by applicant that he or she is not a registered voter in any jurisdiction and that he or she is a resident of the Town of Oyster Bay;
- (d) A valid New York State shellfish digger's permit issued by NYSDEC;
- (e) Two full-face photographs of the applicant taken within two months prior to the application date;
- (f) All other information requested and deemed necessary by the Town Clerk in the exercise of his/her administrative and investigative functions;
- (g) Before issuing a commercial permit, the Town Clerk shall be satisfied as to the identity of the applicant and may require the applicant to submit proof that he is a resident and has resided in the Town of Oyster Bay for six months; and
- (h) Any commercial permit application shall contain the description of any boat or vessel which may be used by the applicant, including the New York State registration numbers for such boat or vessel.

B. Form of permit; evidence of permit.

- (1) Permits shall be on the form prescribed by the Town Clerk and contain the matters set forth in Subsection A above, with a photograph of the permit holder affixed thereto. The original application shall be filed in the Town Clerk's office and the permit shall be issued by the Town Clerk's Office. Each permit issued shall contain the exact date of issuance.
- (2) Any person engaged in taking shellfish or shellfish predators from Town lands underwater shall locate and exhibit his permit and shellfish gauge so that they shall be immediately available to any enforcement officer. Failure to do so shall be presumptive evidence that such person does not possess a shellfish permit.

C. Immediately upon any changes in information required by this section, the permit holder shall notify the Town Clerk's office of said changes in writing. Failure to notify the Town Clerk's office of any changes in required information may result in suspension or revocation of any permit issued under this chapter.

D. A person whose permit, identification card or display sticker is lost or stolen shall report same to the Town Clerk's office immediately and shall obtain a duplicate permit, identification card or display sticker from the Town Clerk's office. A fee of \$5 shall be due for each such duplicate.

§ 196-7. Personal permits.

- A. A resident of the Town of Oyster Bay may obtain a personal permit for the taking of shellfish from Town land underwater upon application to the Town Clerk, authorizing such permit holder to harvest shellfish for his personal or family use. A personal permit holder shall not harvest shellfish in excess of 1/4 standard measure bushel in any one day.
- B. A resident under 14 years of age shall not be required to obtain a personal permit. Such

resident under 14 years of age may harvest shellfish for his personal or family use in an amount which shall not exceed 1/4 bushel in any one day.

- C. The personal permit fee shall be \$5 of which 50% of the set fee shall be used for the seeding of shellfish beds, the transfer of shellfish from uncertified waters to certified waters, the development and implementation of a bay management program and for practical research projects to improve shellfishing in Town waters. The Town Board may, by resolution, set and from time to time adjust the fee to be paid for the personal permit.

§ 196-8. Commercial permits.

- A. Any person over the age of 16 who is a resident of the Town and shall have resided in the Town for at least six months before the time of his/her application may obtain a commercial permit for taking shellfish and/or for assisting with taking shellfish upon making proper application therefor to the Town Clerk. Any person between the ages of 14 and 16 who is a resident of the Town may obtain a commercial permit for the taking of shellfish upon making proper application therefor and upon the presentation of an employment certificate or permit issued in accordance with the Education law to the Town Clerk. No person under the age of 14 shall be eligible for a commercial permit for the taking of shellfish.
- B. The commercial fee shall be \$400 of which 50% of the set fee shall be used for the seeding of shellfish beds, the transfer of shellfish from uncertified waters to certified waters, the development and implementation of a bay management program and for practical research projects to improve shellfishing in Town waters.
- C. The Town Board may, by resolution, set and from time to time adjust the fee to be paid for the commercial permit.
- D. At the discretion of the Commissioner of the Department of Environmental Resources, commercial permit holders shall be required to participate in water quality improvement and/or educational programs, as designated and determined by said Commissioner, for up to 12 hours per license year.

§ 196-9. Senior citizens personal permits.

Residents 60 years or older may be granted a permanent lifetime personal permit after paying an initial fee of \$5.

§ 196-10. Terms of permits. [Amended 3-12-2013 by L.L. No. 2-2013]

- A. With the exception of senior citizen personal permits as provided for in § 196-9, permits shall be valid from July 1 the year of issuance and shall expire on the last day of June of the next ensuing year, unless sooner voided, suspended or revoked in accordance with this chapter.
- B. As set forth above in this chapter, those commercial permit holders constituting a preapproved list shall have 30 days prior to the renewal date of July 1 to reapply for such commercial permit before new applicants shall be considered for receipt of a commercial permit.
- C. A permit shall expire immediately when the person to whom it is issued ceases to be a resident.

D. Any permit set to expire on March 31, 2013 shall be deemed to be in full force and effect up to and including June 30, 2013.

§ 196-11. Suspension or revocation of permits.

- A. Commercial permits issued pursuant to this chapter shall become void if the holder thereof ceases to be a resident or taxpayer of the Town of Oyster Bay. If the holder thereof is convicted of a violation of this chapter, the court shall enter upon the permit the date of conviction and penalty imposed. Any shellfish permit shall be suspended at the discretion of the court for a period not to exceed 30 days from the date of conviction. Any shellfish permit shall be automatically suspended for a period of six months from the date of conviction upon the second conviction for a violation of this chapter within a period of 12 months from the date of the first conviction. Any shellfish permit shall be automatically revoked for a period of five years upon the third conviction for a violation of this chapter within a period of 18 months from the date of the first conviction. Nothing in this section shall be construed as overriding or limiting the powers of the Licensing Commissioner as set forth in Chapter 147 of this Code, nor the rights of licensees as set forth in Chapter 147 of this Code.
- B. A permit shall not survive the permittee.
- C. A permit shall be automatically suspended or revoked upon the suspension or revocation by the NYSDEC of a like permit. The period of suspension or revocation shall be for the same duration as that of the New York State permit.
- D. At the time it revokes or suspends a permit, the court shall remove the permit from the holder and deliver the same to the Town Clerk with the date of conviction and the length of any revocation imposed hereunder. The Town Clerk shall not restore a revoked permit or issue a new permit during the period of revocation.

§ 196-12. Transferability of permit.

Permits issued pursuant to this chapter shall not be transferable.

§ 196-13. Identification cards; stickers.

Upon the issuance of a permit pursuant to this article, the Town Clerk shall issue to the permit holder an identification card which bears a photograph of the permit holder. Any person engaged in taking shellfish and/or assisting with taking shellfish shall display his identification card in a conspicuous place upon his person, and failure to do so shall be prima facie evidence that such person has not obtained such permit. In the case of a commercial permit, the Town Clerk shall also issue a commercial permit sticker which shall be affixed to the front of the hull of the boat used by the permit holder for shellfishing whenever such boat is used for shellfishing in Town waters. Such sticker shall be conspicuously affixed on the port side in as high a position above the water line as possible and shall be located no further back than three feet from the front of the bow.

§ 196-14. Hours of shellfishing.

Shellfish shall not be taken between sunset and sunrise during any season.

§ 196-15. Restrictions.

- A. No hard clams (*Mercenaria mercenaria*) measuring less than one inch in thickness measured at right angles to the shell hinge shall be taken from land underwater. All hard clams taken which are less than one inch in thickness shall be returned immediately to the land underwater from which they were taken. A commercial permit holder shall not take in excess of 10 bushels of hard clams from Town land underwater in any one day. Allowable limits on the taking of hard clams may be adjusted and set, on a yearly basis, by Town Board resolution and proper publication of notice thereof.
- B. No soft or steamer clams (*Mya arenaria*) less than 1 1/2 inches in length, as measured on the longest diameter, shall be taken from land underwater. All soft clams taken which are less than 1 1/2 inches in length shall be returned immediately to the land underwater from which they were taken. A commercial permit holder shall not take in excess of five bushels of soft or steamer clams from Town land underwater in any one day. Allowable limits on the taking of soft or steamer clams may be adjusted and set, on a yearly basis, by Town Board resolution and proper publication of notice thereof.
- C. No oysters (*Ostrea virginica*) under the size of five inches shall be taken from Town land underwater. The length of the oyster added to its width shall determine the size thereof. All oysters taken which are less than five inches in size shall be returned immediately to the Town land underwater from which they were taken. A commercial permit holder shall not take in excess of three bushels of oysters from Town land underwater in any one day. Oyster shells taken from Town land underwater shall be returned to the water within 10 minutes after being taken. Allowable limits on the taking of oysters may be adjusted and set, on a yearly basis, by Town Board resolution and proper publication of notice thereof.
- D. Bay scallops (*Pecten irradians*) may be taken only during the period from the third Monday in September to March 31, both inclusive. Bay scallops shall not be taken on Sundays by use of a dredge or other device operated by power. Only bay scallops having an annual growth line or measured not less than 2 1/4 inches from the middle of the hinge to the middle of the bill may be taken. All bay scallops which may not be taken pursuant to these provisions shall be immediately returned alive to the water. Scallops shall be culled when taken. A commercial permit holder shall not take in excess of five bushels of bay scallops from Town land underwater in any one day. Allowable limits on the taking of bay scallops may be adjusted and set, on a yearly basis, by Town Board resolution and proper publication of notice thereof.
- E. No bushel, package or container shall exceed 3% of shellfish which may not be taken. Such 3% shall be determined by the measurement of any bushel, or other package or container of different measurement of clams taken from the catch or in the possession of the person taking or possessing such clams. Each bushel, or other package or container of different measurement containing an excess of 3% of clams which may not be taken determined by count, shall constitute a separate violation of this provision.
- F. No person shall possess shellfish for commercial purposes unless they are enclosed in a standard measure bushel bag or other standardized and authorized container with a complete and accurate shellfish tag attached.
- G. Commercial shellfishing of soft shell clams is permitted in less than three feet of water in areas specifically designated by the Commissioner of the Department of Environmental Resources of the Town of Oyster Bay, from time to time. Commercial harvesting in said

specifically designated areas is permitted between the months of September and May, inclusive.

- H. Shellfish shall be culled and/or sorted as to size in the immediate area from which they are taken and as soon as possible after they are taken. All shellfish taken which do not comply with the provisions of this article shall be immediately returned alive to the water.
- I. No person shall take shellfish from Town land underwater leased or licensed by the Town to others for shellfish cultivation. [Amended 11-16-2021 by L.L. No. 15-2021]
- J. No person shall take, interfere with or otherwise disturb shellfish possessed, planted or cultivated by another.
- K. No person shall sell or otherwise transfer shellfish for commercial purposes to a person who has not obtained a commercial buyer's permit or NYSDEC permit authorizing the person to whom it issued to deal with shellfish for commercial purposes.
- L. No person having had a shellfish permit suspended or revoked by any municipality shall engage in the taking of shellfish from Town lands underwater at any time during the period of such suspension or revocation.
- M. Any person convicted of taking shellfish at the time when his/her shellfish permit is suspended or revoked as described in subsection L of this section shall not be issued any Town shellfish permit at any time thereafter.

§ 196-16. Uncertified waters.

Except as expressly authorized by the Town Board, it shall be unlawful to take shellfish from waters designated as uncertified by the Department of Environmental Conservation of the State of New York. A map of uncertified waters shall be on file in the office of the Town Clerk.

§ 196-17. Minimum water depth.

A holder of a commercial permit may only take shellfish from Town land underwater where the depth of the water is greater than three feet at mean low tide.

§ 196-18. Conservation management areas.

The Town Board may set aside as a management area, Town lands underwater for the conservation, transplantation, preservation, seeding and rehabilitation of shellfish. Any area so set aside shall come under the direct supervision of the Commissioner of the Department of Environmental Resources of the Town of Oyster Bay. No person shall take, interfere with or otherwise disturb shellfish within an area designated as a management area.

- A. An uncertified area shall be a management area.
- B. A description of each management area and all prohibitions, restrictions and regulations with regards to the taking of shellfish from a management area shall be posted in the office of the Town Clerk.
- C. Determinations by Commissioner.
 - (1) The Commissioner of the Department of Environmental Resources is authorized to

prohibit and restrict the removal of shellfish from any management area. In making a determination as to the prohibition or restriction of the removal of any shellfish from a management area the Commissioner of the Department of Environmental Resources shall, among other things, give due consideration to the following:

- (a) Whether or not the shellfish have been sufficiently purified to be suitable as food for human consumption.
 - (b) Whether or not the first spawning period has passed for the shellfish in the management area.
 - (c) Whether a minimum quantity of shellfish is available within the shellfish area for spawning until such time as desired quantities of shellfish are maintained.
- (2) Whenever the Commissioner of the Department of Environmental Resources has made a determination after giving due consideration to the conditions prescribed in this section, he may open the management area with freedom of access for harvest by holders of shellfish permits and other persons duly authorized to use the management area.
- D. The Commissioner of the Department of Environmental Resources shall mark a management area with appropriate monuments, stakes or boundary markers.
- E. No person shall willfully injure or remove any signs, monuments, stakes or boundary markers of any kind placed for the purpose of delineating or locating a management area. The Commissioner of the Department of Environmental Resources may authorize the removal of any sign, monument, stake or boundary marker.

§ 196-19. Manner of shellfishing.

- A. Oysters and mussels shall be taken by hand, tongs or rakes without power from Town land underwater.
- B. No implement or device shall be used in taking hard clams from Town lands underwater, except.
 - (1) Hand-operated tongs having teeth in the heads thereof spaced not less than one inch apart, measured in the clear.
 - (2) Hand-operated rakes having teeth spaced not less than one inch apart, measured in the clear.
- C. No wire netting or other foreign substances shall be used between the teeth or bows of rakes or tongs herein authorized for the taking of hard clams. The use of implements or devices other than tongs and rakes as described above by any person while engaged in the taking of hard clams shall be presumptive evidence of a violation of this chapter.
- D. Soft clams may be taken by implements commonly known as "shovels," "forms" and "hoes" which are operated only by hand.
- E. Bay scallops may only be taken from Town lands underwater by means of nets, tongs, rakes and scallop scrapes. A scallop scrape or device which does not penetrate the bottom so as to interfere with or disturb clams. A scallop scrape may not exceed 36 inches at the opening

at the mouth and must be brought aboard by hand power without the use of a mechanical device.

- F. No dredge, scrape or other device operated by power or by boats propelled by motor or other mechanical means may be used for the taking of shellfish from Town lands underwater except as provided for in Subsection E above for the taking of bay scallops.
- G. A pot-hauler device may only be used on board a vessel to assist in hauling or retrieving a clam rake from the water in the area north of the geographic line connecting the most seaward point of Plum Point to the most seaward point of Cooper's Bluff provided that the basket attached to the clam rake shall not exceed 26 inches in width.
- H. Any permit holder who has had his or her permit suspended and/or revoked for any reason is prohibited from being aboard a vessel used in the taking of shellfish for the purpose of assisting another in said taking.
- I. Endorsed vessels.
 - (1) Upon application to the Town Clerk on forms furnished by the Town Clerk, a commercial permit may be endorsed for use on a vessel, in which case such permit may authorize all persons on board such vessel, to engage in the taking of shellfish, including the culling, sorting and tagging of such shellfish. Each application for vessel endorsement shall include a copy of one of the following documents as proof of vessel length: the certificate of documentation for the vessel issued by the United States government, or the registration for the vessel issued by New York State.
 - (2) The fee for endorsing a commercial permit to a vessel shall be \$50. Such fee shall be in addition to the commercial permit fee provided for in this chapter. The Town Board may, by resolution, set and from time to time adjust the fee to be paid for the endorsement.
 - (3) Not more than one rake, tong or other shellfish harvesting device shall be used for the taking of shellfish at any given time pursuant to a commercial permit that has been endorsed to a vessel.
 - (4) A commercial permit which has been endorsed to a vessel shall not cover any person whose commercial permit has been suspended or revoked.
 - (5) The holder of a commercial permit which has been endorsed to a vessel shall remain on the vessel at all times.
 - (6) An endorsed vessel and any authorized person(s) thereon shall not be deemed permit holder(s) under this chapter by virtue of such vessel endorsement.
 - (7) The holder of a commercial permit which has been endorsed to a vessel shall be liable for all violations of this chapter that occur on such vessel.
 - (8) If the holder of a commercial permit which has been endorsed to a vessel is a corporation, the operator of such vessel shall possess a separate commercial permit issued in the operators name, and such operator shall be liable for all violations of this chapter that occur on such vessel.
 - (9) A commercial permit shall not be endorsed to more than one vessel at any one time.

- (10) The holder of a commercial permit which has been endorsed to a vessel shall maintain a daily log indicating the names and addresses of individuals covered by such permit for each day the vessel is used taking shellfish, and shall make such log available to any Enforcement Officer or Town employee.

§ 196-20. Searches and seizures.

The Town shall have power:

- A. To search without a warrant any boat or vehicle of any kind, any box, locker, basket, crate, fish well, package or any other container of any nature and the contents of any building other than a dwelling whenever there is probable cause to believe that any provision of this chapter for the protection of shellfish crustacea has been or is being violated and to use such force as may be necessary for the purpose of examination and search.
- B. To seize as evidence without a warrant any shellfish crustacea or parts thereof, whenever there is probable cause to believe it is possessed or transported in violation of this chapter or there is evidence of illegal taking or its possessed or transported under circumstances making the possession or transportation *prima facie* evidence of illegal taking.
- C. To seize as evidence without warrant:
 - (1) Any rakes, tongs, dredges or devices other than a boat or vehicle found which may have been or could have been used for the taking of shellfish in violation of this chapter. This subsection does not limit any power or seizure pursuant to warrant.
 - (2) To retain custody of and provide for the safekeeping of anything seized as provided in § 196-20B and C of this chapter, subject to the regulations of the Town and subject to an order of any court having jurisdiction until determination of any prosecution arising from the violation or alleged violation with respect to which they are evidence.

§ 196-21. Forfeitures of equipment.

- A. If the defendant is held liable or found guilty in any prosecution, civil or criminal, of the taking of shellfish in violation of this chapter, the defendant's interest in any and all rakes, tongs, dredges or devices, other than a boat or vehicle, used for the purpose of taking shellfish in violation of such provisions shall be forfeited to the Town. Unless a claim of ownership of such device shall be made to the Department of Environmental Resources by some other person, within 30 days thereafter and shall be established by order of a court or to the satisfaction of the Department of Environmental Resources such device shall be disposed of as the Department of Environmental Resources shall direct.
- B. For the purpose of this section, a "claim of ownership" shall mean lawful interest, including a part interest or security interest.
 - (1) A claim of ownership shall not prevent vesting or revesting of ownership and right of possession in the Town pursuant to Subsection A of this section, unless the person establishing it either establishes a right of ownership of any interest in the defendant or shall purchase or redeem from the Town any interest of the defendant by payment to the Town of the value thereof, together with the reasonable expenses of safekeeping of such property between the time of seizure and such redemption. Establishment of claim of ownership shall not in any event prevent such revesting in

the Town if the Town shall establish that the illegal possession or transportation of which the defendant is held or found guilty was expressly or impliedly permitted by the person establishing the claim of ownership.

- (2) Establishment of a claim of ownership consisting of a part ownership or a security interest shall not entitle the person establishing it to delivery of property as to which the interest of the defendant is declared confiscated or forfeited as provided in Subsection A of this section, unless the person establishing it shall redeem any interest of the defendant by payment to the Town of the value thereof, together with the reasonable expenses of safekeeping of such property between the time of seizure and such redemption. Establishment of a claim of ownership shall not in any event entitle the person establishing it to delivery of property if the Town shall establish that the illegal use or possession of such property, in the manner or for the purpose or in the circumstances making such use or possession illegal, was expressly or impliedly permitted by the person establishing such claim of ownership.
 - (3) Where a person establishing a claim of ownership is required to purchase or redeem any interest of the defendant in a civil or criminal prosecution in order to be entitled to delivery of property in which such claim of ownership is established, such interest of the defendant must be so purchased or redeemed not less than 10 days after the price of purchase or redemption shall have been fixed by order of the court or agreed between the person whose claim is so established and the Bureau of Conservation and Waterways shall have the power to enter into such agreement on behalf of the Town.
 - (4) If a person establishing a claim of ownership shall fail to purchase or redeem the interest of the defendant within the time provided in the subsection, or such longer time as may be provided by order of the court or agreement of the Bureau of Conservation and Waterways, he shall be deemed to have abandoned his claim of ownership and the property may be disposed of as if no claim has been asserted.
 - (5) All moneys received in payment of the price of redemption or purchase of the defendant's interest shall be deposited in the Town of Oyster Bay's management account.
- C. A person asserting a claim of ownership as provided in this section shall have the burden of proof.
- D. In any action or proceeding in which any person asserts a claim of ownership with respect to property in which the interest of the defendant is declared confiscated and forfeited as provided in Subsection A of this section, the testimony of such person or of the defendant in the civil or criminal prosecution, or of both, shall not be deemed sufficient to establish his claim unless corroborated by documentary evidence or by testimony of some other person not interested in the event.

§ 196-22. Shellfishing on leased property.

- A. No person shall take shellfish from leased underwater shellfish lands except the lessee and his employees or persons with written permission of the lessee.
- B. The failure of any person to exhibit written permission from the lessee to take shellfish from leased underwater lands required by this chapter, to any Town of Oyster Bay Bay Constable or any authorized officer shall constitute *prima facie* evidence that said person is

trespassing and in violation of this chapter.

§ 196-23. Leasing of land.

The Town Board may lease underwater lands owned by the Town and may renew all such leases, including those underwater lands conveyed by the Town to the United States of America. The lessee shall have the sole right to all shellfish on the lessee's leased underwater lands. With the exception of lands heretofore leased, any additional underwater lands shall not be leased where there is an indicated presence of shellfish in sufficient quantity and quality and so located as to support significant hand raking and/or tonging and harvesting.

- A. Application. No lease shall be granted except upon written application on forms furnished by the Town Clerk properly executed and signed by the applicant and approved by the Town Board.
- B. Terms and conditions. Leases may be made only to residents of the Town or domestic corporations having their principal place of business within the Town and of which the majority of shareholders reside in the Town. The lease term shall be such term as the Town Board shall deem appropriate, not to exceed 30 years. Each lease issued pursuant to this section shall contain such provisions as the Town Board may deem appropriate to protect and enhance the shellfish productivity of underwater lands which are subject to the Town's jurisdiction.
- C. Letting to be at public auction. Letting of underwater lands owned by the Town shall be at public auction and to the highest qualified bidder pursuant to § 103 of the General Municipal Law. Before a lease is made, notice of availability shall be conspicuously posted for at least two months in the office of the Town Clerk. Such notice shall set the time when and place where bids will be received. The Town Board may reject any and all bids.
- D. Renewal and transfer. Notwithstanding the provisions of Subsection C of this section, leases may be renewed within six years prior to their expiration upon such terms and conditions as may be imposed by the Town Board after public hearing. Leases may be transferred with the consent of the Town Board, but no new lease may be transferred within the first five years from the date of issuance. In order to facilitate shellfish cultivation by straightening the exterior lines of leasehold lands included in any existing lease and in order to simplify lot designations, the Town Board may cause a new map of leased shellfish lands to be prepared showing an accurate depiction of the current shoreline of Oyster Bay Harbor, Cold Spring Harbor and Mill Neck Creek, straightened exterior lines for leasehold lands and a consolidation and renumbering of lots comprising such leasehold lands, and after the preparation of such map and during the term of any existing lease, may accept a surrender of that portion of the lands included in such lease as lie outside such straightened exterior lines and grant additional lands to the leaseholder which lie inside such straightened lines and are adjacent to lands included in such lease and may, upon such terms and conditions as may be imposed by the Town Board after public hearing and notwithstanding the provisions of Subsection C of this section, grant renewal leases for a term not to exceed 30 years which would effectuate such surrender and grant of land, designating the lots granted in such renewal lease in accordance with their designation on the aforesaid new map of leased shellfish lands.
- E. Summary proceedings. Upon failure to pay the rental on any date due under the terms of the lease, the Town Board may, after written notice to the lessee, declare the lease canceled

as of the date set forth in such notice, and may immediately thereafter evict the lessee from such lands.

ARTICLE III
Sandworms and Bloodworms

§ 196-24. Definitions.

As used in this article, the following terms shall have the meanings ascribed to them:

TAKING — Includes actual taking of sandworms and bloodworms and all lesser acts such as disturbing or using any implement or device commonly used to take sandworms or bloodworms and includes every attempt to take.

TOWN LANDS or TOWN LANDS UNDERWATER — Includes all lands and lands underwater, within the Town, owned by the Town.

§ 196-25. Disturbance of shellfish.

When taking sandworms or bloodworms, the taker shall not disturb or interfere with oysters, clams or other shellfish.

§ 196-26. Permits required.

No person shall take sandworms or bloodworms from Town lands or Town lands underwater, unless such person has obtained a permit therefor, as described in this article.

§ 196-27. Eligible permittees; types of permits; fees. [Amended 6-22-1999 by L.L. No. 4-1999]

Any person may obtain a permit required by this article to take sandworms and bloodworms from Town lands or Town lands underwater, upon making proper application and paying a fee therefor as follows: \$1 for a permit to take not more than three dozen sandworms or bloodworms in any one day and \$5 for a permit to take not more than 15 dozen sandworms or bloodworms in any one day, between the hours of sunrise and sunset. Residents 60 years or older may be granted a permanent lifetime permit to take not more than three dozen sandworms or bloodworms in any one day after paying an initial fee of \$1.

§ 196-28. Applications for permits.

Applications for a permit required by this article shall be made in duplicate, in writing, on a form prescribed by the Town Board and issued by the Town Clerk, and shall set forth the applicant's name, address, zip code, age, weight, height, color of hair and eyes and such other information and/or documentation as the Town Board may require.

§ 196-29. Permits issuance, suspension and revocation.

The issuance, suspension and revocation of permits required by this article shall be in accordance with the provisions of Chapter 147 of the Code of Ordinances of the Town of Oyster Bay, State of New York.

§ 196-30. Form of permits; term.

- A. Permits issued pursuant to this article shall be in the form prescribed by the Town Clerk, and shall contain the matters set forth in the application thereof.

B. Each permit issued pursuant to this article shall be for a period of one year commencing April 1 and ending March 31.

§ 196-31. Identification card. [Amended 1-26-1982]

Upon the issuance of a permit pursuant to this chapter, the Town Clerk shall issue to the permit holder an identification card which bears the photograph of the permit holder. Any person engaged in taking sandworms or bloodworms shall display his identification card in a conspicuous place upon his person, and failure to do so shall be *prima facie* evidence that such person has not obtained such permit.

§ 196-32. Conditions of permits.

Each permit issued pursuant to this article shall be subject to any and all orders, rules and regulations that the Town Board may adopt, and the acceptance of a permit shall constitute an agreement by the recipient to comply with any and all such orders, rules and regulations.

§ 196-33. Transferability of permits.

No permit issued pursuant to this article shall be transferable.

**ARTICLE IV
Nets and Trawlers**

§ 196-34. Beam trawlers and otter trawlers.⁶¹ [Amended 1-26-1982]

No beam trawlers or otter trawlers shall be used in any of the waters of the Town of Oyster Bay if the same shall drag upon Town lands underwater so as to interfere in any manner with the natural or cultivated growth of any shellfish in said waters. The possession by any person of such beam trawler or otter trawler overboard in the waters of the Town of Oyster Bay shall be *prima facie* evidence that the same is dragging upon Town lands underwater and disturbing or interfering with the shellfish therein or thereon.⁶²

§ 196-35. Hours of operation.

All permitted netting operations shall be done only between the hours of sunrise and sunset.

§ 196-36. Applicability.

The provisions of this article shall not apply to netting, seining and trawling operations and uses conducted for scientific research only authorized by a proper governmental agency.

61. Editor's Note: Original Sec. 16-71, which dealt with sizes of nets and which immediately preceded this section, was deleted 3-12-1991 by L.L. No. 1-1991. For similar state regulations, see the Environmental Conservation Law.

62. Editor's Note: Original Sec. 16-73, which dealt with gill nets and which immediately followed this section, was deleted 3-12-1991 by L.L. No. 1-1991. For similar state regulations, see the Environmental Conservation Law.

ARTICLE V
Crabs

§ 196-37. Prohibitions.

Female blue-claw crabs (*Callinectes sapidus*) with eggs visible thereon, commonly called "sponge crabs," shall not be taken, possessed or transported at any time. Crabs shall not be taken by dredging in Town waters.⁶³

§ 196-38. Return of unintentionally taken animals.

- A. If any fish or crustacea are unintentionally taken contrary to any provisions of the Fish and Wildlife Law or the Marine Life Ordinance of the Town of Oyster Bay, they shall be returned to the water at once without unnecessary injury.
- B. Starfish, drills (*Urosalpinx cinera*) and periwinkles (*litorinia*) when taken shall not be returned alive to the waters of the Town.

§ 196-39. Horseshoe crabs.

No person shall take, injure or destroy any horseshoe crab (*limulus polyphemus*) between May 15 and July 15.

63. Editor's Note: Original Sec. 16-82, which dealt with various marine life, as amended, which immediately followed this section, was deleted 3-12-1991 by L.L. No. 1-1991. For similar state provisions, see the Environmental Conservation Law.

ARTICLE VI
Aquaculture
[Added 11-16-2021 by L.L. No. 15-2021]

§ 196-40. Definitions.

As used in this article, the following term shall have the meanings ascribed to it:

AQUACULTURE — The breeding, rearing, and harvesting of commercial shellfish, seaweed, sugar kelp, and other organisms in estuary and marine waters that are owned by the Town of Oyster Bay.

§ 196-41. Issuance of licenses.

Pursuant to this article, the Town Board, upon recommendation of the Department of Environmental Resources, shall issue licenses, as the Town Board may deem appropriate, with such rules and regulations as required, to permit aquaculture in the estuary and marine waters that are subject to the Town's jurisdiction. Licenses issued for commercial shellfish aquaculture, shall be in lieu of a commercial permit issued pursuant to Article II of this chapter. Such licenses, however, shall not interfere with, preclude, or otherwise adversely affect existing users of the underwater land or overlying surface waters. Any person engaged in commercial shellfish operations and who obtains a valid permit under Article II or has been granted a lease pursuant to § 196-23 is not subject to Article VI, nor does this article prevent any person from applying for a valid permit or lease under Article II.

- A. Terms and conditions. Licenses may be issued only to residents of the Town or domestic corporations having their principal place of business within the Town and of which the majority of shares are held by residents of the Town.

Chapter 201

SOLID WASTE

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in part histories. Amendments noted where applicable.]

GENERAL REFERENCES

Public Works Department — See Ch. 4, Art. XI.

Storage and handling of oil — See Ch. 164.

Junk and junk dealers — See Ch. 138.

Part 1
Solid Waste Regulations
[Adopted As Ch. 11 Of The 1971 Code]

ARTICLE I
General Provisions

§ 201-1. Definitions. [Amended 1-13-1987]

For the purpose of this Part 1, the following terms shall have the following meanings assigned to them, unless noted otherwise:

ASHES — The residue from the burning of wood, coal, coke or other combustible materials.

AUTHORIZED LITTER RECEPTACLE (for the purposes of Article V of this Part 1) — A litter storage and collections receptacle larger than 10 gallons in volume capacity but less than 32 gallons in volume capacity.**[Amended 3-12-1991 by L.L. No. 1-1991]**

AUTHORIZED PRIVATE RECEPTACLE (for the purpose of Article V of this Part 1) — A litter storage and collection receptacle, not to exceed 32 gallons in volume capacity.**[Amended 3-12-1991 by L.L. No. 1-1991]**

BIOLOGICAL WASTE — Human bodies, animal bodies and parts, tissues or blood from human bodies or animal bodies.

BULKY ITEMS — Consist of any materials or items longer or wider than four feet, including but not limited to refrigerators and freezers; television sets; fenceposts or rails longer than four feet; boilers, furnaces, stoves, hot-water heaters or other major appliances; household or office furniture; and rubber tires.

BUSINESS AREA — Any area where businesses are located or operating.

CLEAN FILL — Material consisting of concrete; steel; sand; dirt; soil; glass; and uncontaminated solid waste resulting from the construction, remodeling, repair and demolition of structures and roads, including but not limited to bricks, concrete and other masonry materials, rock, nonasbestos insulation, roofing shingles, asphaltic pavement and metals that are incidental to any of the above. Materials specifically excluded from this definition include but are not limited to asbestos waste, garbage, corrugated container board, plumbing fixtures, electrical wiring and components, electrical fixtures containing hazardous liquids such as fluorescent light ballasts or transformers, carpeting, furniture, appliances, tires, drums and containers, fuel tanks, wood, wall coverings, plaster, drywall, plastics, any uncontaminated solid waste consisting of vegetation resulting from land clearing and grubbing, utility-line maintenance and seasonal and storm-related cleanup and any waste that is unrecognizable due to pulverizing or shredding (such as may be employed at a construction and demolition debris-processing facility).**[Added 6-5-1990]**

COLLECTION VEHICLE — A vehicle designed, built and used for the purpose of collecting solid waste.

COMMISSIONER OF SANITATION — The Commissioner of Sanitation or his duly authorized designee.**[Added 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]**

COMMISSIONER OF PUBLIC WORKS — The Commissioner of Public Works or his duly authorized designee.

GARBAGE — Wastes from the preparation, cooking and serving of food, and market wastes from the handling, storage and sale of produce.

HAZARDOUS WASTE —

A. A waste which appears on a list or satisfies the criteria promulgated under § 27-0903 of the New York State Environmental Conservation Law and/or § 1004 of the Federal Resource Conservation and Recovery Act of 1976, as amended, which shall include but not be limited to a solid waste or combination of solid wastes, which because of its quantity, concentration or physical, chemical or infectious characteristics may:

- (1) Cause or significantly contribute to an increase in mortality or an increase in serious irreversible or incapacitating reversible illness; or
- (2) Pose a substantial present or potential hazard to human health or the environment when it is improperly treated, stored, transported, disposed or otherwise managed.

B. The final determination of whether or not a waste is hazardous shall be made by the Commissioner of Sanitation in accordance with the guidelines of the New York State Department of Environmental Conservation and/or the United States Environmental Protection Agency, which establish the criteria for such determination. [Amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

HOLIDAY — The day on which the holiday is actually celebrated and shall include New Year's Day, Martin Luther King Jr. Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, Veterans' Day, and Christmas Day.[Amended 7-26-2005 by L.L. No. 5-2005]

INDUSTRIAL WASTE (as defined in Title 6 of the official New York Code of Rules and Regulations, Part 360, Solid Waste Management Facilities) — Wastes in liquid, semisolid or solid form that result from industrial or commercial processes, including but not limited to factories, processing plants and repair and cleaning establishments, which wastes include but are not limited to sludges, oils, solvents, spent chemicals and acids. "Sludges" means any solid, semisolid or liquid waste generated from a municipal, commercial or industrial wastewater treatment plant, water supply treatment plant or air pollution control facility. Sludge does not include the treated effluent from a wastewater treatment plant. A waste at the same time may be classified as an industrial waste and a hazardous waste for the purposes of this chapter.

LITTER — Solid waste which is thrown or deposited and which tends to create a danger to health, safety and welfare.

NEWSPAPER — A publication made of newsprint and sold or distributed at stated intervals and having as its primary purpose newsworthy items or advertisements or any other matters of public interest and shall not be construed to mean any magazine or periodical or other paper products of any nature whatsoever.

OPEN BODY REFUSE CONTAINER — Any vehicle or container attached to a vehicle which is capable of carrying solid waste which is open or normally capable of being open on one end or at the top, including but not limited to roll-off containers, dumpsters, dump trucks, flatbed trucks and pickup trucks.

OPERATE — The actual pickup, loading or collection of solid waste.

PARK — A park, reservation, playground, beach, recreation center or any other public area in the town, owned or used by the Town and devoted to active or passive recreation.

PARKING LOT (for the purposes of Article V of this Part 1) — Any privately owned parking facility with spaces for more than 10 vehicles and which services a retail establishment in the Town of Oyster Bay, including but not limited to shopping centers, department stores, shops, stores and fast-food restaurants.

PERSON — Extends and is applied to associations, clubs, societies, firms, partnerships and bodies politic and corporate as well as to individuals.

POTENTIALLY INFECTIOUS WASTE — The waste products, normally originating from medical offices, medical laboratories, nursing homes, surgical centers and hospitals, which consist of human or animal body parts, tissues or blood or materials coming in contact with said body parts and tissues or blood from persons or animals that are diseased or infected or could reasonably be presumed to be diseased or infected. For the purpose of this definition, the presence of any waste deposited in red bags or deposited in orange bags marked "biohazardous" or the like or marked "autoclaving bag" or the like shall be considered a potentially infectious waste. The final determination as to whether a waste is potentially infectious shall be made by the Commissioner of Sanitation in accordance with this chapter and any other guidelines that may be provided by the New York State Department of Environmental Conservation, the New York State Department of Health and/or the Nassau County Health Department. [Amended 12-19-1989; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

PRIVATE PROPERTY (for the purposes of Article II) — Any property other than that used as a public highway. For the purposes of Article VI, "private property" shall mean any dwelling, house, building or other structure designed or used either wholly or in part for residential, business or industrial purposes, whether inhabited or temporarily or continuously uninhabited or vacant, and shall include any property, yard, grounds, walk, driveway, parking areas, porch, steps, vestibule or mailbox belonging or appurtenant to any such dwelling, house, building or other structure, designed or used either wholly or in part for residential business or industrial purposes.

PUBLIC PLACE — Any and all streets, sidewalks, boulevards, alleys or other public ways and any and all public parks, squares, spaces, grounds and buildings.

RECYCLABLE MATERIALS — Includes the following items: newspapers; magazines; office paper; advertising ("junk") mail; corrugated cardboard; food and beverage containers made of brown glass, green glass or clear glass; food and beverage containers made of aluminum, steel, tin or any combination thereof except that aerosol containers shall not be considered recyclable materials; white goods; as well as rigid plastic household containers composed of polyethylene terephthalate (PET or PETE) (#1 plastic) and high-density polyethylene (HDPE) (#2 plastic). The Commissioner of Sanitation shall be authorized to add or delete items from this list in the event that he determines the economic market conditions warrant such action.[Amended 12-19-1989; 10-23-1990; 10-13-1992; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

RECYCLING PARTICIPANTS — The owners or occupants of homes, of apartment complexes, of condominiums, of businesses, of organizations, of corporations, of associations or of industries or any other person or entity within the Town of Oyster Bay Solid Waste Disposal District.[Amended 12-19-1989; 10-23-1990; 7-26-2005 by L.L. No. 5-2005]

RESIDENTIAL AREA — That area primarily zoned and occupied for residential purposes.

RESIDENTS — Consists of all persons who generate solid waste.

RUBBISH — Consists of any solid waste other than garbage, recyclable materials and bulky

items as defined in this Part 1.

SOLID WASTE — Consists of all materials defined in this Part 1 as bulky items, garbage, recyclable materials and rubbish.

TOWN — Only the unincorporated area of the Town of Oyster Bay serviced by the Sanitation Department for the purpose of Article II of this Part 1. For all other purposes, "town" shall mean the entire Town of Oyster Bay, including its incorporated and unincorporated areas.**[Amended 3-15-2022 by L.L. No. 3-2022]**

TOWN OF OYSTER BAY SOLID WASTE DISPOSAL DISTRICT — Consists of the entire incorporated and unincorporated areas of the Town of Oyster Bay, excluding the Villages of Bayville, Brookville, Centre Island, Cove Neck, Lattingtown, Laurel Hollow, Matinecock, Mill Neck, Muttontown, Old Brookville, Old Westbury, Oyster Bay Cove, Roslyn Harbor, Sea Cliff and Upper Brookville, plus the Glenwood-Glen Head Garbage District.**[Amended 7-21-1987; 7-26-2005 by L.L. No. 5-2005]**

TRANSFER STATION — Any public or private facility, whether or not run for profit, to which solid waste is brought and subsequently sorted, stored, reloaded or otherwise processed before being transported for disposal at another location.

VEHICLE (for the purpose of Article VI) — Every device in, upon or by which any person or property is or may be transported or drawn upon.

YARD WASTE — Consists of grass clippings, leaves, twigs, branches, stumps, roots, tree trimmings, hedge and shrub clippings, weeds, and other garden waste.**[Added 7-26-2005 by L.L. No. 5-2005]**

ARTICLE II
Collection and Container Provisions

§ 201-2. Garbage. [Amended 7-21-1987; 5-19-2020 by L.L. No. 2-2020]

- A. Frequency of collection.
 - (1) Garbage will be collected from residential areas and from business areas on regularly scheduled days designated by resolution of the Town Board, during the hours designated by the Commissioner of Sanitation. **[Amended 3-15-2022 by L.L. No. 3-2022]**
 - (2) There shall be no collection of any type on Sundays and on such other holidays as may be designated by resolution of the Town Board.
- B. Limitation on the number of containers. There is no limitation to the number of containers of garbage that may be placed for collection.
- C. Capacity, weight and type of containers to be used.
 - (1) Containers used for the disposal of garbage shall have a capacity not exceeding 32 gallons, shall not be designed for mechanical use/collection, and shall not have a permanently affixed lid.
 - (2) No container shall weigh more than 50 pounds when filled.
 - (3) Garbage which cannot be readily placed in containers must be securely enclosed in plastic bags or other weatherproof and durable receptacles not weighing greater than 50 pounds each nor exceeding 18 cubic feet in capacity.

§ 201-3. Rubbish. [Amended 7-21-1987; 5-19-2020 by L.L. No. 2-2020]

- A. Frequency of collection.
 - (1) Rubbish will be collected from residential areas and from business areas on regularly scheduled days designated by resolution of the Town Board, during the hours designated by the Commissioner of Sanitation. **[Amended 3-15-2022 by L.L. No. 3-2022]**
 - (2) There shall be no collection of any type on Sundays and on such other holidays as may be designated by resolution of the Town Board.
- B. Limitation on the number of containers. No more than 10 containers of rubbish may be placed out for collection by any property owner or occupants of a building, collectively, in a residential or business area on any given day, and in no event shall the total maximum weight placed out for collection on any given collection day exceed 200 pounds.
- C. Capacity, weight and type of containers to be used.
 - (1) Containers used for the disposal of rubbish shall have a capacity not exceeding 32 gallons, shall not be designed for mechanical use/collection and shall not have a permanently affixed lid.
 - (2) No container or bundle shall weigh more than 50 pounds when filled or placed out for

collection.

- (3) Rubbish which cannot be readily placed in containers must be securely enclosed in plastic bags or other weatherproof and durable receptacles not weighing greater than 50 pounds each nor exceeding 18 cubic feet in capacity.
- (4) In no event shall the total maximum weight of rubbish placed out for collection on any given collection day exceed 200 pounds.

§ 201-4. Bulky items. [Amended 7-21-1987]

- A. Frequency of collection.
 - (1) Bulky items will be collected from residential areas and from business areas on regularly scheduled days designated by resolution of the Town Board, during the hours designated by the Commissioner of Sanitation. No appointment shall be necessary for such collection. **[Amended 3-15-2022 by L.L. No. 3-2022]**
 - (2) There shall be no collections of any type on Sundays and such other holidays as may be designated by resolution of the Town Board.
- B. Limitation on number of items. No more than three bulky items may be placed out for collection on any regularly scheduled collection day.

§ 201-5. Duties of owner or occupant.

- A. It shall be the duty of every person having the management or control of or occupying any land or building to purchase and furnish a sufficient number of garbage and rubbish receptacles, meeting the requirements of this article, for the exclusive use of the land or buildings. **[Amended 1-13-1987]**
- B. It shall be the duty of the occupants of all land and buildings located in residential and business areas within the Town to place any and all containers or bundles of solid waste in a readily accessible location at the curb in front of the premises occupied by them for collection of such materials by the town. **[Amended 7-21-1987]**

§ 201-6. Provision of containers by Town. [Amended 1-13-1987; 12-19-1989; 7-26-2005 by L.L. No. 5-2005; 5-19-2020 by L.L. No. 2-2020]

The Town will provide one recycling container to each household or designated recycling area for the purpose of separating and placing recyclable materials for collection. Such containers will remain the property of the Town and must be kept in a good and clean condition by such residents. Recycling containers are not to be used for any purpose other than as described in this section. In the event that such container is lost, damaged or stolen, one additional container shall be available from the Town.

§ 201-7. Underground receptacles.

It shall be unlawful for any person to maintain underground receptacles for the deposit of garbage or other refuse.

§ 201-8. Placement of containers. [Amended 1-13-1987]

No solid waste container shall be placed for collection before 5:00 p.m. on the day prior to the scheduled collection date and such containers must be removed from the curbline by 8:00 p.m. on the scheduled collection date.

§ 201-9. Ownership of materials; unauthorized pickups. [Amended 1-13-1987]

From the time of placement of solid waste at the curbline by a resident in accordance with the provisions of Article II or VI of this Part 1, such solid waste shall be deemed the property of the Town or its duly authorized agent. It shall be a violation of this Part 1 for any person without authority of the Town to collect, pick up, remove or cause to be removed or in any manner interfere with or disturb any solid waste or portions thereof from one or more premises.

§ 201-10. Garbage and rubbish to be in separate containers. [Amended 1-13-1987]

Garbage and rubbish must be placed and maintained in separate containers. Furthermore, in all designated recycling areas, recyclable materials shall be placed in separate containers in accordance with the provisions of Article VI of this Part 1.

§ 201-11. Container specifications. [Amended 10-12-1971; 1-13-1987; 5-19-2020 by L.L. No. 2-2020; 3-15-2022 by L.L. No. 3-2022]

All garbage, rubbish and recycling shall be placed in either reusable or single-use-type containers which shall be uniform. Each type of container shall not exceed 32 gallons in capacity, shall not have a permanently attached lid and shall not be designed or manufactured for mechanical use. Containers for use for the purposes set forth herein shall be approved by the Commissioner of Sanitation. Garbage and rubbish containers shall be kept covered or enclosed at all times. The reusable-type containers for garbage and rubbish shall be equipped with handles and tight-fitting covers and shall be watertight and shall be kept in a clean, neat and sanitary condition at all times. Recycling containers will not require a lid but shall have adequate drain holes in the bottom. The design and construction of and the materials used for the single-use-type containers and the method of the storage thereof shall be in accordance with specifications and rules and regulations therefor which shall be established by the Commissioner of Sanitation. Grease and oil drums are specifically prohibited.

§ 201-12. Preparation of certain materials for collection. [Amended 1-13-1987; 7-21-1987]

- A. All trees, stumps, trunks, branches, roots and other vegetation shall be cut to widths and lengths not exceeding four feet and bundled for collection as rubbish. Excess dirt shall be removed from tree stumps prior to placement at the curb for collection.
- B. All carpeting, rugs and padding shall be rolled and tied in lengths not to exceed four feet and shall be placed for collection as rubbish.
- C. Hypodermic syringes must be noninfectious, and all parts must be deposited in a metal or other similarly rigid container so as to prevent the parts from falling out. **[Amended 12-19-1989]**
- D. Fecal matter of domestic animals shall be placed in a sealed waterproof container before it is placed out for collection.

E. Refrigerators and freezers are to have their door removed prior to placement at the curb.⁶⁴

§ 201-13. Prohibited materials. [Amended 3-9-1976; 1-13-1987; 7-21-1987]

It shall be a violation of this section for any person to place any of the following materials at the curb for collections:

- A. Hazardous waste.
- B. Industrial waste.
- C. Potentially infectious waste. [Amended 3-12-1991 by L.L. No. 1-1991]
- D. Biological waste.
- E. Ash residue from the incineration of potentially infectious or biological waste. [Amended 3-12-1991 by L.L. No. 1-1991]
- F. Radioactive materials.
- G. Any liquids.
- H. Motor vehicles or motor vehicle parts.
- I. Combustible materials.
- J. Flammable materials.
- K. Pressurized gas cylinders or tanks.
- L. Explosives or ammunition.
- M. Any residue, including soot, from the cleaning of oil, kerosene, coal or any other fuel-burning appliance, furnace, burner, boiler, fireplace or stove or from the chimney, stovepipe or flue of such device.
- N. Any other material which the Commissioner of Public Works shall determine does or potentially could jeopardize the safety of Town employees or the public.

§ 201-14. Appeals for modifications.

Any person aggrieved by a regulation promulgated pursuant to this article or fee charged pursuant to this article shall have the right of appeal to the Town Board, which shall have the authority to confirm, modify or revoke any regulation or fee.

§ 201-15. Enforcement. [Amended 8-13-1974; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

The inspectors of the Sanitation Department and such other persons as may be designated by the Commissioner of Sanitation shall be empowered to enforce the prohibitions and regulations under all sections of this article.

64. Editor's Note: Former Subsection F, regarding television sets, which immediately followed this subsection, was repealed 7-26-2005 by L.L. No. 5-2005.

§ 201-16. Penalties for offenses. [Amended 2-8-1977; 3-7-2023 by L.L. No. 4-2023]

In addition to any other remedy for an offense against this article, any person committing an offense against this article or any provision or section thereof shall be guilty of a violation punishable by a fine not to exceed \$500 or imprisonment not to exceed 15 days for each such offense, or by both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

§ 201-17. Roll-off containers. [Added 1-28-1986; amended 12-19-1989]

Charitable, fraternal, religious and similar not-for-profit organization, which maintain established meeting places within the Town of Oyster Bay and which have requested the use of Town roll-off containers in connection with a profit-making or fundraising event, shall be charged \$250 for each container load dumped.

ARTICLE IIA
Water Injection Ports
[Added 4-24-1990]

§ 201-17.1. Access to refuse containers, trash compactors and dumpsters.

No person shall place or cause to be placed any refuse container, trash compactor, receptacle or dumpster (hereafter "container") which is enclosed in such a way as to impede free access to its contents by fire fighters for the purpose of extinguishing a fire within such container, except as may hereafter be provided.

§ 201-17.2. Requirements.

A person placing or causing to be placed a refuse container shall be responsible for meeting the following requirements:

- A. Any container having a capacity equal to or in excess of 10 cubic yards which is enclosed in such a way as to impede free access to its contents by fire fighters shall have permanently affixed and mounted thereon two two-and-one-half-inch female hose couplings welded to the side of the container and to include matching female firematic plug connections with New York Corporation threads 3,000 by 8 per inch (hereafter "water injection ports") to provide an injection port or entry port for water by fire fighters for the purpose of extinguishing a fire within such container.
- B. Water injection ports may be installed by the manufacturer of the refuse container or shall be fabricated by the person placing or causing such container to be placed. Water injection ports shall be installed therein in a workmanlike manner, as follows:
 - (1) One at the loading end on the side of the container, not more than nor less than two feet from the top of the container and not more than two feet nor less than 3 1/2 feet from the end of the container.
 - (2) One at the packed end of the side of the container, not more than nor less than two feet from the bottom of the container and not more than two feet nor less than 3 1/2 feet from the end of the container.
- C. Each such water injection port shall be clearly marked with a fluorescent color of either yellow or orange. It shall be the duty of each person placing or causing to be placed any container subject to this section to maintain and ensure the continued visibility of each water injection port.

§ 201-17.3. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any person violating any of the provisions of this article shall be deemed guilty of an offense against this article and, upon conviction thereof, shall be fined in an amount not exceeding \$1,000 or be imprisoned for not more than 15 days, or both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

ARTICLE III
Private Collection; Permits; Vehicles

§ 201-18. Permit required. [Amended 4-30-1985; 1-13-1987; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

No person who is in the business of collecting, transporting and/or disposing of solid waste shall remove any solid waste from the premises of any person or cart or transport the same through or upon any street, avenue, parkway or highway within the Town unless he shall have obtained a permit from the Town Clerk as well as a permit, if required, pursuant to the provisions of the Public Health Ordinance of the Nassau County Department of Health. Every permittee shall have agreed to conform to any rules and regulations established by the Commissioner of Sanitation and to provide additional information pertaining to the collection, transportation and/or disposal of solid waste within the Town as the Commissioner of Sanitation or the Town Clerk may reasonably require.

§ 201-19. Types of permits. [Amended 4-30-1985; 1-13-1987; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

Such permits shall be classified "Type I" permits, "Type II" permits and "Type III" permits, depending upon the type of business engaged in by the applicant. The final determination as to whether an applicant qualifies for a Type I, Type II or Type III permit shall be made by the Town Clerk in consultation with the Commissioner of Sanitation.

- A. Type I permits. Applicants whose sole or primary business involves the collection, transportation and/or disposal of solid waste generated by others will require a Type I permit. Such businesses include but are not limited to private carting companies, companies and businesses that provide roll-off and/or dumpster service.
- B. Type II permits. Applicants who are engaged in the collection, transportation and/or disposal of solid waste only as an accessory to their business qualify for a Type II permit. Such businesses include but are not limited to landscaping businesses, home improvement companies and private businesses and individuals who collect, transport and/or dispose of self-generated solid waste.
- C. Type III permits:
 - (1) Any municipality other than the Town of Oyster Bay that collects, transports and/or disposes of solid waste in municipally owned or leased and operated vehicles shall qualify for a Type III permit. For the purpose of this section "municipality" shall include the federal or state government or agency thereof, any municipal corporation, school district, district corporation or improvement district whose jurisdiction lies within the confines of the Town of Oyster Bay.
 - (2) Charitable, fraternal and religious organizations which maintain established meeting places within the incorporated or unincorporated areas of the Town of Oyster Bay shall also qualify for a Type III permit.

§ 201-20. Application procedure. [Amended 4-30-1985; 1-13-1987]

Every applicant shall file a written verified application with the Town Clerk on forms provided for that purpose verifying the following information. Unless otherwise specified, all provisions

of § 201-21 apply to applications for Type I, Type II and Type III permits.

§ 201-21. Contents of application. [Amended 4-30-1985; 1-13-1987]

Application form to provide:

- A. The name and address of the applicant specifying in the case of any unincorporated association, the names and addresses of each member thereof, and, in the case of any corporation, the names and addresses of each officer and director thereof.
- B. If the applicant conducts business under a trade name or if the applicant is a partnership, the application for a permit must be accompanied by a copy of the trade name or partnership certificate duly certified by the Clerk of the county in whose office the certificate is filed.
- C. The age and citizenship of the applicant and each member thereof, if an unincorporated association, and each director and officer thereof, if a corporation.
- D. The experience of the applicant and each member thereof, if an unincorporated association, and each director and officer thereof, if a corporation, in the business of collection, transportation and/or disposal of solid waste material. This requirement shall only apply to applications for a Type I permit.
- E. The number of collection vehicles to be operated by the applicant and a description of each such vehicle, including the ownership of the vehicle, the make, year, model of chassis and body type, the cubic capacity or tare weight and color of vehicle and the current New York State registration number.
- F. The approximate volume and tonnage each vehicle will handle per day.
- G. The location of any and all terminals proposed to be used by the applicant for the storage of permitted vehicles.
- H. The applicant's proposed daily route for each area to be serviced in the town. Such route description is to include a listing of all incorporated and unincorporated areas to be serviced within the town, together with a description of the street boundaries for each area to be serviced. Within 30 days of occurrence, any changes in the daily route shall be reported, in writing, to the Town Clerk. This requirement will only apply to applications for a Type I permit.
- I. The name, address and telephone number, both day and night, of the applicant or the person in charge of the business.
- J. The hours and days each vehicle will operate within the Town.
- K. A statement as to whether the applicant or a member thereof, if an unincorporated association or, if a corporation, any director, officer or stockholder thereof, has a record of a prior conviction or convictions for a crime other than a traffic offense, and if so an explanation of the nature of such conviction or convictions.
- L. A complete list of the names and addresses of all employees of the applicant as of the date of application. This requirement will only apply to applications for a Type I permit.
- M. A notarized statement as to whether the applicant has engaged in any recycling activities

within the twelve-month period preceding February 1 of the year of application and if so a description of the materials recycled and the amounts of each type of material recycled.

- N. An affirmation of knowledge of the requirement that all recycling participants must source-separate recyclable materials within the Town Solid Waste Disposal District. [Added 7-26-2005 by L.L. No. 5-2005]
- O. Any other relevant information the Town Clerk may require. [Added 7-26-2005 by L.L. No. 5-2005]

§ 201-22. Additional requirements. [Amended 4-30-1985; 1-13-1987]

- A. Change of ownership. In the event of any change of ownership of a corporate permittee, the permittee of record must notify the Town Clerk in writing of such change within three days after such change occurs.
- B. Insurance. Before a permit may be issued by the Town Clerk, each applicant shall file with the Town Clerk proof of the following insurance coverage consisting of a certificate of the insurance carrier:
 - (1) Worker's compensation insurance.
 - (2) Public liability insurance with minimum limits of \$250,000 for each person injured and \$500,000 for each accident.
 - (3) Property damage insurance in the sum of \$100,000 for all accidents, subject to a limit of \$50,000 for any one accident.
- C. Subsection B(2) and (3) shall only apply to Type I permits.

§ 201-23. Deposits and bonds. [Amended 4-30-1985; 1-28-1986; 1-13-1987]

- A. Before a permit may be issued by the Town Clerk, each applicant shall place a cash deposit or bond in an amount equal to 200% of the highest monthly charge for use of the Town solid waste disposal complex by the applicant during the previous 12 months, but if the applicant has not used the Town solid waste disposal complex during the past 12 months, the cash deposit or bond shall be in the amount of 200% of the estimated monthly charges to be incurred by the applicant during the current year. Notwithstanding the foregoing, the minimum cash deposit or bond shall be in the amount of \$3,000 for a Type I permit and \$250 for a Type II permit. No deposit will be required from applicants for Type III permits; applicants for Type I cesspool cleaning and removal permits; and veterinarians who apply for Type II permits. [Amended 3-12-1991 by L.L. No. 1-1991]
- B. In the event that a permittee fails to make payment for all Town disposal charges within 10 days after such charges are billed, the Town Comptroller may deduct the amount of such charges from the cash deposit to be applied against all amounts then due and owing for use of Town disposal facilities.
- C. At no time shall any accumulated Town disposal charges exceed the cash deposit or bond maintained by the permittee. If such condition occurs, credit privileges shall be suspended until the Town is paid and/or an additional cash deposit or bond as specified by the Comptroller is provided by the permittee.

D. The cash deposit or bond shall at all times be maintained by each permittee in the amount hereinbefore specified; and upon the failure of any permittee to maintain said deposit after three days' notice and demand therefor, the Town Clerk may forthwith suspend the permit of any such permittee. In addition, for any violation of this section, such permittee shall be subject to suspension or revocation of his permit and all other penalties provided herein.

§ 201-24. Recordkeeping. [Amended 4-30-1985; 1-13-1987]

- A. Every permittee shall keep complete and accurate books of account with respect to the operation of his business in which shall be entered and shall show, among other things, all income derived or received from each of his customers and/or other sources, together with details of all expense and disbursements made or incurred in the operation of his business. Such books of account shall be kept current on a monthly or quarterly basis and brought up to date not later than 30 days after the expiration of such period. All such records shall be retained by the permittee for at least three years.
- B. Every permittee shall keep and maintain records regarding the amounts of collection, processing, and disposal of recyclable materials (by weight) collected from customers and other sources. Such records shall be kept current on an annual basis and shall be brought up to date not later than February 1 of each year. All such records shall be retained by the permittee for at least three years and may be subject to inspection by the Commissioner of Sanitation or his designee. **[Added 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]**

§ 201-25. Inspections. [Amended 4-30-1985; 1-13-1987]

The Town shall have the right to inspect books of account and records maintained by the permittee.

§ 201-26. Additional information. [Amended 4-30-1985; 1-13-1987; 12-19-1989; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

Every person holding a waste removal permit on or after the effective date of this section is subject to any and all laws, ordinances, rules and regulations which govern the operations of the permittee, including but not limited to providing such additional information pertaining to solid waste collection, transportation and disposal practices and operations from time to time as the Town Clerk or Commissioner of Sanitation may reasonably require. A written verified statement verifying such information shall be filed with the Town Clerk within 30 days after a notice requesting such information has been mailed to the permittee at his last known address.

§ 201-27. Duty to collect, transport and deliver recyclables. [Added 12-19-1989⁶⁵; amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

Every permittee, as a condition of the issuance and maintenance of a waste removal permit, shall have agreed to collect, transport and deliver source-separated recyclable materials generated by any of his customers who have been designated as recycling participants. Such recyclable materials shall be delivered in accordance with the terms and conditions established by the Commissioner of Sanitation.

65. Editor's Note: This ordinance repealed former § 201-27, Existing permits, as amended.

§ 201-28. Permits for cesspools. [Amended 4-30-1985; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

No person shall clean any cesspool or remove the contents thereof or cart or transport the same upon or through any street, avenue, parkway or highway in the Town unless he shall have first obtained a Type 1 permit from the Town Clerk and shall have agreed to conform to the rules and regulations established by the Commissioner of Sanitation in regard to such removal.

§ 201-29. Issuance; decals; fees. [Amended 3-9-1976; 4-30-1985; 1-28-1986]

- A. Permits required by this article shall be issued by the Town Clerk following the review and approval of permit applications and upon payment by the applicant thereof of a fee in accordance with the fee schedule set forth below. With each permit issued, the Town Clerk shall issue a set of decals or tags or other form of identification approved by the Town Clerk which shall be permanently fastened and displayed at all times in a conspicuous manner on the right and left doors of each truck, wagon or conveyance.
 - (1) Fee for Type I permits: The fee for a Type I permit shall be \$350 for each truck, wagon or conveyance used by the applicant in the removal, transportation or disposal of solid waste. **[Amended 12-11-1990]**
 - (2) Fee for Type II permits: The fee for Type II permit shall be \$100 for each truck, wagon or conveyance used by the applicant in the removal, transportation or disposal of solid waste.
 - (3) Fee for Type III permits: No permit fee shall be required of applicants who qualify for Type III permits.
- B. Upon the filing of an affidavit and such other proof as may be required by the Town Clerk, a substitute permit and decals or tags or replacement of a lost permit and decals or tags may be issued upon the payment of a fee of \$10; and a replacement permit card not requiring the issuance of decals or tags may be issued upon the payment of a fee or \$2.
- C. Each permit issued pursuant to this article shall be issued as of the date of the granting thereof and shall expire on the first day of February next succeeding such date, unless sooner suspended or revoked. The Commissioner of Sanitation may extend said compliance date where he believes circumstances so warrant for a period not to exceed two weeks. **[Amended 3-15-2022 by L.L. No. 3-2022]**
- D. Materials from those persons in the business of removing, carting and/or transporting solid waste will be received and accepted at the Town solid waste disposal complex only when delivered in a vehicle properly displaying the decals or tags issued pursuant to this section.
- E. (Reserved)⁶⁶
- F. Any open or closed body container used for transporting solid waste from a facility that generates or may generate potentially infectious waste or biological waste shall have affixed to its side the name of the facility generating the waste container in that container. Such name shall contain letters at least two inches in height and shall be affixed halfway between the bottom and top of such container and along the end of the container that is

66. Editor's Note: Former Subsection E, regarding veterinarians issued Type II permits, was repealed 12-19-1989.

closest to the cab of the vehicle transporting it. For the purpose of this section, facilities that generate potentially infectious waste shall include but not be limited to medical offices, medical laboratories, nursing homes, surgical centers and hospitals. [Amended 1-13-1987; 3-12-1991 by L.L. No. 1-1991]

§ 201-30. General provisions for permits.

The procedure for the issuance, suspension and revocation of a Town permit required by this article shall be as prescribed in Chapter 147.

§ 201-31. Vehicle provisions. [Amended 4-30-1985; 7-26-2005 by L.L. No. 5-2005]

No person shall remove any solid waste, recyclable materials or yard waste of any kind from the premises of any person or cart or transport the same through or upon any street, avenue, parkway or highway within the Town except in trucks or wagons securely covered with tarpaulins and having watertight bodies or covered containers.

§ 201-32. Disposal of waste. [Amended 9-26-1972; 4-30-1985]

- A. It shall be unlawful for any person to leave, deposit or dump any solid waste anywhere in the Town except at the Town solid waste disposal complex.
- B. It shall be unlawful for any person to leave, deposit or dump the contents of any cesspool, septic tank or other sewage facility anywhere in the Town.

§ 201-33. Maintenance of vehicles; seizure of evidence.

- A. Each vehicle shall be maintained, operated and used at all times only in full compliance with all applicable provisions of law, federal and state, as well as local, and with all applicable rules and regulations and orders of all authorities, federal, state, county and town, having jurisdiction in the premises.
- B. Upon a vehicle's entry into the Town solid waste disposal complex, the owner and operator of that vehicle shall be deemed to consent to the searches and seizures as hereinafter provided. [Added 4-30-1985; amended 1-28-1986]
 - (1) Any vehicle which enters the Town solid waste disposal complex may be searched and its contents examined by Town employees to determine compliance with the prohibitions against hazardous substances and the prohibition against solid waste generated or collected outside the Town of Oyster Bay as hereinafter provided for in § 201-37B.
 - (2) Any police officer or peace officer shall have the power to seize without a warrant, for conservation, health, safety or evidentiary purposes, any item he has cause to believe is a hazardous substance or has cause to believe is solid waste generated or collected outside the Town of Oyster Bay which has been or is being possessed or disposed of in violation of § 201-37B of the Code of Ordinances of the Town of Oyster Bay. An item seized under this subsection shall be disposed of as deemed appropriate by the Commissioner. Any costs and expenses incurred by the Town in the storage and disposal of any item seized under this subsection may be assessed against the permit holder of the vehicle from which such item was seized.

- (3) Any police officer or peace officer shall have the power to seize without a warrant, for conservation, health, safety or evidentiary purposes, any vehicle he has probable cause to believe has been or is being knowingly used in violation of § 201-37B of the Code of Ordinances of the Town of Oyster Bay. A seized vehicle shall be forfeited as hereinafter provided.
- (4) The seized vehicle shall be delivered by the police officer or peace officer having made the seizure to the custody of the Town Attorney, together with a report of all the facts and circumstances of the seizure, as soon as practical under the circumstances.
- (5) It shall be the duty of the Town Attorney to inquire into the facts of the seizure so reported to him and, if it appears probable that a forfeiture has been incurred by reason of a violation of § 201-37B of the Code of Ordinances of the Town of Oyster Bay, to cause the proper proceedings to declare such forfeiture to be commenced and prosecuted in a court of proper jurisdiction at any time after 30 days from the date of seizure, unless, upon inquiry and examination, the Town Attorney decides that such proceedings cannot probably be sustained or that the ends of public justice do not require that they should be instituted or prosecuted, in which case, the Town Attorney shall cause such seized property to be returned to the owner thereof. The Town Attorney shall make his determination whether or not it appears probable that a forfeiture has been incurred within one business day after the delivery of the vehicle to his custody.
- (6) Notice of the institution of the forfeiture proceeding shall be served either personally on the owner of the seized vehicle or by registered or certified mail to the owner's last known address and by publication of the notice once a week for two successive weeks in a newspaper of general circulation in the Town of Oyster Bay.
- (7) Forfeiture shall not be adjudged where the owner establishes by a preponderance of the evidence that the use of such seized vehicle in violation of § 201-37B of the Code of Ordinances of the Town of Oyster Bay was not intentional on the part of the owner or that said seized vehicle was used in violation of § 201-37B of the Code of Ordinances of the Town of Oyster Bay by any person other than an owner thereof while such seized vehicle was unlawfully in the possession of a person who acquired possession thereof in violation of the criminal laws of the United States or of any state.
- (8) The Town Attorney having custody of the seized vehicle and after such judicial determination of forfeiture, shall either retain such seized property for the official use of the Town of Oyster Bay or, by a public notice of at least five days, sell such forfeited property at public sale. The net proceeds of any such sale, after deduction of the lawful expenses and costs incurred by the town, shall be paid into the general fund of the Town of Oyster Bay.
- (9) Whenever any person having an interest in any property which is seized and declared forfeited under the provisions of this section files with a Justice of the Supreme Court a petition for the recovery of such forfeited property, the Justice of the Supreme Court may restore said forfeited property upon such terms and conditions as he deems reasonable and just, if the petitioner establishes either of the affirmative defenses set forth in Subsection B(7) and that the petitioner was without personal or actual knowledge of the forfeiture proceeding. If the petition is filed after the sale of the

forfeited property, any judgment in favor to the petitioner shall be limited to the net proceeds of such sale after deduction of the lawful expenses and costs incurred by the Town.

- (10) No suit or action under this section for wrongful seizure shall be instituted unless such suit or action is commenced within two years after the time when the property was seized.
- (11) If any term, part, provision, section, subdivision or paragraph of this section shall be held unconstitutional or ineffective, in whole or in part, then, to the extent that it is not unconstitutional or ineffective, this section and such term, part, provision, section, subdivision or paragraph thereof shall be in full force and effect; and such determination shall not be deemed to invalidate the remaining terms, parts, provisions, sections, subdivisions or paragraphs thereof.

§ 201-34. Suspension or revocation of permit.

The Town Board reserves the right to suspend or revoke any permit issued pursuant to this article. The permit issued may be suspended by the Town Board for a violation of any part of the provisions of this article after service of a notice in writing by registered or certified mail upon the holder of the permit, requiring the permittee, his agents, servants or employees to appear before the Town Board and show cause why the permit should not be revoked.

§ 201-35. Penalties for offenses. [Amended 9-26-1972; 2-8-1977; 3-7-2023 by L.L. No. 4-2023]

- A. In addition to subjecting a permit issued pursuant to this article, to suspension or revocation, a violation of this article, except a violation of §201-32 shall be deemed an offense and shall be punishable by a fine not exceeding \$500 or imprisonment for not more than 15 days, or both such fine and imprisonment.
- B. In addition to subjecting a permit issued pursuant to this article, to suspension or revocation, any person violating § 201-32 shall be deemed guilty of an offense against said section and upon conviction thereof shall be fined in an amount not exceeding \$750 or imprisonment for not more than 15 days, or both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.
- C. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

ARTICLE IV
Public Disposal Facilities

§ 201-36. Persons entitled to use. [Amended 3-25-1975; 3-4-1976; 4-30-1985; 6-3-1986; 1-13-1987]

Only residents of the Town of Oyster Bay Solid Waste Disposal District shall be entitled to bring or send solid waste which has been generated from within the Town of Oyster Bay Solid Waste Disposal District to the Town solid waste disposal complex.

§ 201-37. Regulations for disposal complex. [Amended 3-25-1975; 3-4-1976; 4-30-1985; 6-3-1986; 1-13-1987]

- A. For the purpose of this section and this Part 1, solid waste which was generated outside the Town of Oyster Bay Solid Waste Disposal District and which is subsequently sent or brought to a solid waste transfer station within the Town of Oyster Bay Solid Waste Disposal District, whether or not such transfer station is duly permitted by the State of New York, shall not be considered to be solid waste generated from within the Town of Oyster Bay Solid Waste Disposal District and as such is specifically prohibited from being brought or sent to the Town solid waste disposal complex. **[Amended 7-26-2005 by L.L. No. 5-2005]**
- B. Only persons in the business of collecting, transporting and/or disposing of solid waste and having secured the proper permits required by this Part 1 from the Town Clerk and having collected solid waste only from within the Town of Oyster Bay Solid Waste Disposal District shall be entitled to bring or send solid waste to the Town solid waste disposal complex.
- C. The Town Board may, by resolution, authorize the State of New York, the County of Nassau and any agency or department thereof or any other governmental agency to bring or send solid waste which was generated from within the Town of Oyster Bay Solid Waste Disposal District to the Town solid waste disposal complex without consideration of fee or for such consideration of fee and upon such terms and conditions as shall be approved by said Board.

§ 201-38. Days and hours. [Amended 9-25-1973; 3-19-1974; 3-9-1976; 1-13-1987; 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

The Commissioner of Sanitation, subject to the approval of the Town Board, shall establish the days and hours of operation at the Town solid waste disposal complex and may from time to time change such days and hours of operation as is necessary for the orderly delivery and disposal of solid waste.

§ 201-39. Implications of load and dumper. [Amended 4-30-1985]

Whenever a person engaged in the business of collecting, transporting and/or disposing of solid waste who has a permit issued pursuant to this Part 1 and any servant, agent, employee or representative thereof, offers a load of material for receipt and acceptance by the Town at its solid waste disposal complex, the permittee and the individual offering the load on his behalf shall be deemed by the offer to represent and warrant, for the purpose of inducing receipt and acceptance of the load of material by the Town in reliance thereon, that every part and portion

and all the load complies in every particular with all applicable provisions of this Part 1. Such person shall also be deemed by such offer to represent that it is not practical to dump the load first, separate and apart from all other materials at the location, in order to determine that the load is not acceptable.

§ 201-40. Authorities of Town Board.

At any time and without notice or warning in advance, any and every disposal location under the charge and control of the Town may be closed down indefinitely or discontinued entirely or continued open and in operation only to receive materials collected by the town, whenever in the opinion of the Town Board any such action is in the town's interest and it shall take such action when it deems it appropriate in the town's interest.

§ 201-41. Permit decals required. [Amended 4-30-1985]

Material will be received and accepted at the Town solid waste disposal complex only when delivered in a vehicle displaying permit decals or tags issued pursuant to this Part 1 and whose operator then has in his possession a waste removal permit issued for the particular vehicle pursuant to this Part 1.

§ 201-42. Fees. [Amended 5-9-1972; 12-10-1974; 3-9-1976; 11-15-1977; 1-17-1978; 1-9-1979; 1-15-1980; 10-28-1980; 1-26-1982; 6-22-1982; 10-5-1982; 1-24-1984; 8-28-1984; 4-30-1985; 1-28-1986; 6-3-1986; 6-17-1986; 1-13-1987; 7-21-1987; 1-26-1988]

- A. The charge for disposing of solid waste at the Town solid waste disposal complex shall be as established by resolution of the Town Board.⁶⁷ [Amended 3-12-1991 by L.L. No. 1-1991]
- B. The charge, if any, for disposal of recyclable materials shall be set by the Town Board by resolution, provided that such materials are separated from all other types of solid waste and delivered in accordance with the terms and conditions set forth by the Commissioner of Sanitation. [Amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]
- C. Clean fill may be accepted at no charge from any person, regardless of the origin of such material and regardless of whether or not such person has been issued a valid waste disposal permit, when such materials are usable by the Town at the Town solid waste disposal complex. [Amended 12-19-1989; 6-5-1990]
- D. Residents who maintain a domicile within the Town of Oyster Bay Solid Waste Disposal District who bring rubbish or bulky items to the Town solid waste disposal complex for disposal from their homes during times designated for such disposal shall be entitled to dispose of up to one ton of rubbish or bulky items at no charge.
- E. Type III permit holders, in addition to the fee set forth in Subsection A of this section, shall be charged an additional fee as established by resolution of the Town Board for disposal of solid waste at the Town solid waste disposal complex.⁶⁸ [Amended 3-12-1991 by L.L. No. 1-1991]
- F. There shall be no charge for solid waste delivered to the Town solid waste disposal

67. Editor's Note: Said fees are on file in the Town Clerk's office.

68. Editor's Note: Said fees are on file in the Town Clerk's office.

complex by any Town Department or Division, or any agent of such Department or Division. [Amended 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022; 3-15-2022 by L.L. No. 3-2022]

G. Landscape material. [Amended 3-12-1991 by L.L. No. 1-1991]

- (1) Landscape material consisting of grass clippings, prunings, leaves, tree branches, trunks, stumps or roots by landscape contractors shall not be accepted for disposal until after an annual permit is purchased by such contractor for the sum as established by resolution of the Town Board.⁶⁹ Upon the filing of an affidavit and such proof as may be required by the Town Clerk, a substitute permit and/or decal or replacement of a lost permit and/or decal may be issued upon the payment of a fee as established by resolution of the Town Board.
- (2) In addition to the permit fees established in Subsection G(1) of this section and notwithstanding any other provisions of this Part 1, the charge for disposing of landscape material described in Subsection G(1) of this section by landscape contractors shall be as established by resolution of the Town Board. The minimum fee for the disposal of such landscape material by landscape contractors shall be as established by resolution of the Town Board.⁷⁰

H. Any charge set forth in this section may be changed at any time and from time to time by resolution of the Town Board whenever, in the opinion of the Town Board, such change is in the best interest of the Town.

I. Except as otherwise provided herein, the minimum fee for the disposal of solid waste at the Town solid waste disposal complex shall be the charge for disposal of one ton of solid waste as determined by Subsection A of this section.⁷¹

§ 201-43. Prohibited materials. [Amended 1-13-1987; 7-21-1987]

It shall be a violation of this section for any person to send, deliver, offer to dispose of, dispose of or in any way discharge or attempt to discharge any of the following materials at the Town solid waste disposal complex:

- A. Hazardous waste.
- B. Industrial waste.
- C. Potentially infectious waste. [Amended 3-12-1991 by L.L. No. 1-1991]
- D. Biological waste.
- E. Ash residue from the incineration of potentially infectious or biological waste. [Amended 3-12-1991 by L.L. No. 1-1991]
- F. Radioactive materials.
- G. Any liquids.

69. Editor's Note: Said fees are on file in the Town Clerk's office.

70. Editor's Note: Said fees are on file in the Town Clerk's office.

71. Editor's Note: Former Subsection J, which immediately followed this subsection, regarding disposal of dead animals, was repealed 12-19-1989 and 4-29-2008 by L.L. No. 6-2008.

- H. Motor vehicles and motor vehicle parts.
- I. Combustible materials.
- J. Flammable materials.
- K. Pressurized gas cylinders or tanks.
- L. Explosives and ammunition.
- M. Any residue, including soot, from the cleaning of oil, kerosene, coal or any other fuel-burning appliance, furnace, burner, boiler, fireplace or stove or from the chimney, stovepipe or flue of such device.
- N. Any other material which the Commissioner of Sanitation shall determine does or potentially could jeopardize the safety of Town employees or the public. **[Amended 3-15-2022 by L.L. No. 3-2022]**

§ 201-43.1. Disposal of uncontaminated corrugated cardboard at Town disposal facility prohibited. [Added 10-13-1992; amended 7-26-2005 by L.L. No. 5-2005]

It shall be a violation of this section for any person or entity solely or primarily engaged in the business of waste management and holding a Type I permit to collect, transport, deliver or otherwise dispose of uncontaminated corrugated cardboard at the disposal facility of the Town of Oyster Bay except for the purpose of recycling such material.

§ 201-44. Weights of vehicles. [Added 1-28-1986]

It shall be unlawful for any person to deliver or cause to be delivered solid waste to the Town solid waste disposal complex in any vehicle or truck or trailer or combination of such vehicles of more than 120,000 pounds in gross weight, as such term is defined in § 117 of the New York State Vehicle and Traffic Law.

§ 201-45. Conditions for acceptance of hypodermic needles. [Amended 4-30-1985; 7-21-1987; 12-19-1989]

Hypodermic syringes must be noninfectious, and all parts must be deposited in a metal or other similarly rigid container so as to prevent the parts from falling out.

§ 201-46. Scavenging. [Added 3-9-1976; amended 1-15-1980]

No scavengers or salvaging activity by unauthorized personnel is permitted at any Town facility.

§ 201-47. Removal of unacceptable wastes. [Amended 2-8-1977; 1-28-1986; 1-13-1987]

- A. Any person who violates the provisions of § 201-43 of this article shall be responsible for the removal and proper disposal of any and all hazardous waste, industrial waste, potentially infectious waste or biological waste left by that person or his agent at the Town solid waste disposal complex or to make arrangements for such removal and proper disposal in a safe and prompt manner in accordance with all applicable laws, rules, regulations and ordinances regarding the transportation and disposal of such waste. **[Amended 3-12-1991 by L.L. No. 1-1991]**

- B. In the event that said hazardous waste, industrial waste, potentially infectious waste or biological waste is mixed with other nonhazardous, nonindustrial and nonpotentially infectious waste at the time it is sent, delivered, offered for disposal, disposed of or in any way discharged or attempted to be discharged at the Town solid waste disposal complex, the entire load shall be removed in accordance with the provisions of this section. **[Amended 3-12-1991 by L.L. No. 1-1991]**
- C. In the event that such person fails to remove or make arrangements for the removal of such materials within a reasonable period of time, the Commissioner of Sanitation is hereby authorized to remove and dispose of such materials and all expenses incurred by the Town for such removal and disposal shall be the responsibility of the person or persons who sent, delivered, offered for disposal, disposed of or in any way discharged or attempted to discharge such materials. **[Amended 3-15-2022 by L.L. No. 3-2022]**

§ 201-47.1. Offering of materials not constituting clean fill; representations. [Added 6-5-1990]

- A. Any person who delivers, causes to be delivered, disposes of, offers to dispose of or in any way discharges or attempts to discharge any materials at the Old Bethpage Solid Waste Disposal Complex which he represents to be clean fill at no charge pursuant to § 201-42C, which, in fact, contains any materials other than those defined as "clean fill" heretofore, shall be deemed to have committed an offense against this article and shall be subject to the penalties provided in § 201-50 herein.
- B. In addition to the penalties provided in § 201-50 herein, any person who delivers or causes to be delivered any materials which the Town determines not to constitute clean fill shall be responsible for the immediate and lawful removal of the entire load. Such removal shall be at the person's expense.
- C. In the event that such person fails to remove or make arrangements for the timely removal of such materials within a reasonable period of time, the Commissioner of Sanitation is hereby authorized to remove and dispose of such materials, and all expenses incurred by the Town in such removal and disposal shall be the responsibility of the person or persons who sent, delivered, offered for disposal, disposed of or in any way discharged or attempted to discharge such material. **[Amended 3-15-2022 by L.L. No. 3-2022]**

§ 201-48. Refusal to accept. [Added 1-13-1987; amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

The Commissioner of Sanitation is hereby authorized to refuse to accept any materials offered for disposal at the Town solid waste disposal complex if, in his discretion, such material or materials present unusual problems in the handling, processing, shipping or disposal of such material or materials.

§ 201-49. Proof of nontoxicity. [Added 1-13-1987; amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

Where a reasonable basis exists for the belief that a material disposed of or offered for disposal at the Town solid waste disposal complex contains or may contain a hazardous waste, the Commissioner of Sanitation is hereby authorized to require that the person who disposed of or offered to dispose of such material have such material tested for its toxicity content by

an independent laboratory in accordance with testing procedures and protocols approved by the United States Environmental Protection Agency and/or the New York State Department of Environmental Conservation. Such testing shall be at the sole expense of the person who disposed of or offered to dispose of such material.

§ 201-50. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

In addition to subjecting a permit issued pursuant to this Part 1 to a suspension or revocation, any person committing an offense against this article shall be guilty of a violation. Such an offense shall be punishable by a fine not exceeding \$1,000 or imprisonment for not more than 15 days, or both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

ARTICLE V

Littering

§ 201-51. Throwing from vehicles.

No person, while a driver or passenger in a vehicle, shall throw, distribute or deposit litter upon any street, vehicle or other public place within the Town or upon private property.

§ 201-52. Truckloads causing litter.

No person shall drive or move any truck or other vehicle within the Town unless the vehicle is so constructed or loaded as to prevent any load, contents or litter from being blown or deposited upon any street, alley or other public place.

§ 201-53. Penalties for offenses. [Amended 2-8-1977]

In addition to any other remedy for an offense against this article, any person committing an offense against this article or any provision or section thereof shall be guilty of a violation punishable by a fine not to exceed \$750 or imprisonment for not more than 15 days, or both such fine and imprisonment.

§ 201-54. Littering in public places.

No person shall throw, deposit or distribute litter in or upon any street, sidewalk, vehicle or other public place within the Town except in public receptacles or in authorized private receptacles for collection.

§ 201-55. Placement in receptacles.

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property.

§ 201-56. Sweeping into gutters.

No person shall sweep into or deposit in any gutter, street or other public place within the Town the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk adjacent to their premises free of litter.

§ 201-57. Duties of business merchants.

No person owning or occupying a place of business shall sweep into or deposit in any gutter, street or other public place within the Town the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the Town shall keep the sidewalk adjacent to their business premises free of litter.

§ 201-58. Litter in parks.

No person shall throw, distribute or deposit litter in any park within the Town except in public

receptacles and in such a manner that the litter will be prevented from being carried or deposited by the elements upon any part of the park or upon any street or other public place. Where public receptacles are not provided, all litter shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere as provided in this article.

§ 201-59. Litter in watercourses.

No person shall throw or deposit litter into any fountain, pond, lake, stream, channel, bay or any other body of water in a park or elsewhere within the town.

§ 201-60. Litter on occupied private property.

No person shall throw, distribute or deposit litter on any occupied private property within the Town, whether owned by such person or not, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.

§ 201-61. Premises to be maintained litter free.

The owner or person in control of any private property shall at all times maintain the premises free of litter; however, this section shall not prohibit the storage of litter in authorized private receptacles for collection.

§ 201-62. Litter on vacant lots.

No person shall throw, distribute or deposit litter on any open or vacant private property within the Town, whether owned by such person or not.

§ 201-63. Receptacle requirements. [Added 8-15-1978]

- A. The owner of a parking lot with a capacity of less than 100 parking spaces and which serves any commercial establishment, other than a fast-food restaurant, shall install one authorized litter receptacle for every 40 feet of building frontage or fraction thereof.
- B. The owner of a parking lot with a capacity of less than 100 parking spaces and which serves a fast-food restaurant shall install one authorized litter receptacle for every 10 parking spaces or fraction thereof.
- C. The owner of a parking lot with a capacity of more than 100 parking spaces, in addition to complying with Subsection A herein, shall install one authorized litter receptacle for every 100 parking spaces or fraction thereof in addition to the first 100 parking spaces.
- D. The requirements of Subsection C as outlined herein shall be waived upon the filing of an affidavit with the Town Clerk which affirms that the commercial establishment maintains and sweeps its parking lot once every 24 hours or has retained a contractor to do the same.
- E. Authorized litter receptacles shall be evenly distributed throughout the paved area of a parking lot so as to be easily accessible to users of such parking lots. An authorized litter receptacle shall be affixed to an island, mall, pole or stanchion, located in the paved area of the parking lot or if such permanent fixtures do not exist, on a private walkway located adjacent to the parking lot.

§ 201-64. Installation and maintenance of receptacles. [Added 8-15-1978]

- A. An authorized litter receptacle required to be installed by this article shall be maintained in working order and shall be emptied within 24 hours after it is filled to capacity.
- B. Authorized litter receptacles which are not made of metal shall be securely fastened wherever possible to an island, mall, pole or stanchion or otherwise weighted at the bottom so as to remain upright when empty.
- C. It is not the intent of this article to require the installation of litter receptacles where safety to pedestrians or vehicles will be endangered as a result of the installation of such receptacles.
- D. An authorized litter receptacle shall have a suitable covering to prevent litter from direct exposure to weather precipitation.
- E. An authorized litter receptacle required to be installed by this article shall be emptied at least once in each week and shall not be permitted to overflow.

§ 201-65. Penalties for receptacle offenses. [Added 8-15-1978; amended 9-11-1979; 3-7-2023 by L.L. No. 4-2023]

A violation of any provision in §§ 201-63 and 201-64 shall constitute an offense. Each day that such violation exists shall constitute a separate offense. Such an offense shall be punishable by a fine in accordance with the following schedule:

- A. Upon conviction for a first offense under §§ 201-63 and 201-64, a fine of not less than \$25, but not greater than \$100.
- B. Upon conviction for a second offense under §§ 201-63 and 201-64, a fine of not less than \$100, but not greater than \$250.
- C. Upon conviction for a third or subsequent offense under §§ 201-63 and 201-64, a fine of not less than \$500, but not greater than \$750.
- D. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

ARTICLE VI
Recycling
[Added 9-25-1973]

§ 201-66. (Reserved)⁷²

§ 201-67. Acceptance of recyclable materials at Town facility. [Added 12-19-1989⁷³; amended 7-26-2005 by L.L. No. 5-2005]

It shall be a violation of this article for any person to deliver solid waste to the Town solid waste disposal facility where such solid waste has been generated by a recycling participant and has not been source-separated and prepared in accordance with § 201-71 of this article.

§ 201-68. Unlawful removal of recyclables; removal. [Added 12-19-1989⁷⁴]

From the time of placement of recyclables for collection in accordance with the provisions of this article, such recyclables shall be deemed the property of the Town or its duly authorized agent. It shall be a violation of this article for any person without authority of the Town to collect, pick up, remove or cause to be removed or in any manner interfere with or disturb any recyclables therefrom.

§ 201-69. (Reserved)⁷⁵

§ 201-70. Recyclable materials. [Added 1-13-1987; amended 3-15-2022 by L.L. No. 3-2022]

Materials considered to be recyclable materials shall include but not be limited to those defined in Article I, § 201-1, of this Part 1. The Commissioner of Sanitation may, in his discretion, modify from time to time those materials subject to this section if market conditions so warrant. In the event that the Commissioner of Sanitation does modify the materials subject to this section, he shall cause reasonable notice of such action to be given to all persons affected thereby.

§ 201-71. Preparation of recyclables. [Added 1-13-1987; amended 7-21-1987; 7-26-2005 by L.L. No. 5-2005]

- A. It shall be the responsibility of each recycling participant to ensure that all recyclable materials are properly separated from other discarded materials and are cleaned or otherwise prepared for collection in accordance with this article.
- B. All recyclable glass, metal, and plastic containers shall be placed in one or more recycling containers provided for that purpose by the Town. In the event that the amount or size of the recyclable materials exceeds the capacity of the designated containers, the excess recyclable materials shall be placed in separate weatherproof containers and placed alongside the designated containers when placed at the curb for collection.

72. Editor's Note: Former § 201-66, Newspaper recycling provisions, as amended, was repealed 12-19-1969.

73. Editor's Note: This ordinance repealed former § 201-67, Procedures and regulations; unincorporated areas.

74. Editor's Note: This ordinance repealed former § 201-68, Private collection agencies.

75. Editor's Note: Former § 201-69, Designation of recycling participants, added 12-19-1984, was repealed 7-26-2005 by L.L. No. 5-2005.

- C. Each recycling participant shall be entitled to one additional replacement recycling container at no charge from the Town upon a showing of need. Additional requests may be granted at the discretion of the Commissioner of Sanitation, who shall levy a fee covering the cost of such containers. This fee may be waived by the Commissioner of Sanitation upon a showing of good cause. Advance arrangements must be made for all additional recycling containers. [Amended 3-15-2022 by L.L. No. 3-2022]
- D. All recyclable materials shall be rinsed clean of all food and other particles.
- E. Metal cans are to have their labels removed.
- F. Newspapers, corrugated cardboard, magazines, office paper, and advertising mail shall be securely bundled and tied, in packages not to exceed 50 pounds and which shall not exceed 12 inches in height.
- G. In the event that the Commissioner of Sanitation finds that additional measures are necessary in order for such recyclable materials to be marketable, he shall have the power to require that recycling participants undertake such measures, provided that adequate notice is given to such recycling participants. [Amended 3-15-2022 by L.L. No. 3-2022]

§ 201-72. Collection of recyclables. [Added 1-13-1987; amended 12-19-1989; 3-15-2022 by L.L. No. 3-2022]

The Commissioner of Sanitation is hereby authorized to establish collection schedules and routes for the collection of recyclable materials and to cause reasonable notice of the requirements thereof to be given to the recycling participants within the Town's solid waste disposal district.

§ 201-73. Used motor oil. [Added 1-13-1987; amended 12-14-1993]

- A. Notwithstanding any other provision of this article or chapter, used motor oil shall only be disposed of by delivery to a service station which is required under state law to accept such material or by depositing such material in any waste oil recycling tank or container maintained for that purpose by the Town.
- B. The following uses of waste oil igloos or any other town- designated waste oil recycling tank or container are unlawful:
 - (1) Depositing of commercially generated used motor oil.
 - (2) Depositing of used motor oil by a nonresident.
 - (3) Depositing of hazardous wastes.
 - (4) Depositing of a quantity of used motor oil which exceeds more than 1 1/2 gallons for every 30 days.
 - (5) Disposing, dumping, discarding or depositing of any container or receptacle which contains therein more than one ounce of used motor oil within a three-hundred-foot radius of a Town of Oyster Bay waste oil igloo or other town-designated waste oil recycling tank or container.
- C. Failure to comply with the provisions of § 201-73, Used motor oil, shall constitute a Class A misdemeanor, punishable by a fine not to exceed \$1,000 but not less than \$500 or by

imprisonment for a period not exceeding one year, or by both such fine and imprisonment.

§ 201-74. Penalties for offenses. [Added 1-13-1987; 12-19-1989; 7-26-2005 by L.L. No. 5-2005; 3-7-2023 by L.L. No. 4-2023]

- A. In the event that a recycling participant fails to separate and prepare recyclable materials for collection in accordance with the provisions of this article after being given reasonable notice of these requirements, collection of all solid waste from such dwelling may be suspended until such time as the owner or occupant can demonstrate compliance with the provisions of this article. Such compliance can be demonstrated by placing properly source-separated and prepared recyclable materials at the curb in one or more designated recycling containers on the next scheduled collection date for such recyclable materials.
- B. In addition to the provisions of Subsection A above, any person committing an offense against this article or any provision or section thereof shall be guilty of a violation. Each day that such violation exists shall constitute a separate offense. Such an offense shall be punishable by a fine in accordance with the following schedule:
 - (1) Upon conviction for a first offense under this article, a fine not exceeding \$100 or imprisonment for not more than 15 days, or both such fine and imprisonment.
 - (2) Upon conviction for a second offense under this article with five years of a previous conviction for a like offense, a fine of not less than \$50 nor more than \$150 or by imprisonment not to exceed 15 days, or by both such fine and imprisonment.
 - (3) Upon conviction for a third offense or subsequent offense under this article within five years of two previous convictions for a like offense, a fine of not less than \$100 nor more than \$250 or by imprisonment not to exceed 15 days, or by both such fine and imprisonment.
- C. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this article shall be subject to a monetary penalty within the range of fines authorized by this article.

ARTICLE VII
Miscellaneous Provisions

§ 201-75. Applicability and conflicts of articles.

In the event of a conflict between provisions of Article II and Article VI, the provisions of Article VI shall prevail.

Part 2
Solid Waste Management
[Adopted 1-7-1986 By L.L. No. 1-1986]

ARTICLE VIII
General Provisions

§ 201-76. Title.

This Part 2 shall be known and may be cited as the "Solid Waste Management Law."

§ 201-77. Purposes.

This Part 2 is adopted pursuant to Chapter 509 of the Laws of 1979 of the State of New York for the purposes of carrying out the expressed policy of the state, as set forth in Chapter 509 of the Laws of 1979 of the State of New York, to displace competition with regulation or monopoly public service, assisting in carrying out the purposes of the refuse and garbage disposal district to be created by the Town of Oyster Bay pursuant to Chapter 771 of the Laws of 1985, and effectuating the management on a Town wide basis of all solid waste generated within or coming into from outside of the Town of Oyster Bay in order to protect the public health and safety and to improve the environment by control of air, water and land pollution.

§ 201-78. Definitions.

As used or referred to in this Part 2, unless the context otherwise requires, the following words shall have the meanings indicated:

COMMISSIONER OF SANITATION — The Commissioner of Sanitation for the Town of Oyster Bay.**[Added 7-26-2005 by L.L. No. 5-2005; amended 3-15-2022 by L.L. No. 3-2022⁷⁶]**

DISPOSAL OF SOLID WASTE — The transporting or delivery of solid waste to solid waste facility.

MUNICIPALITY — Any county, city, town, village, improvement district or a county, city, Town or village acting on behalf of an improvement district, public corporation, municipal corporation, political subdivision, government agency, department or bureau of the state or federal government.

PERSON — Any natural person, individual, partnership, copartnership, association, joint venture, corporation, firm, trust, estate or any other legal entity inclusive of a municipality.

SOLID WASTE — All materials or substances discarded or rejected as being spent, useless, worthless or in excess to the owners at the time of such discard or rejection, including but not limited to garbage, refuse, industrial and commercial waste, sludges from air or water pollution control facilities or water supply treatment facilities, rubbish, ashes, contained gaseous material, incinerator residue, demolition and construction debris and offal, but not including sewage and other highly diluted water-carried materials or substances and those in gaseous form, source, special nuclear or by-product material within the meaning of the United States Atomic Energy Act of 1954, as amended, and waste which appears on the list of hazardous waste promulgated by the Commissioner of Environmental Conservation pursuant to § 27-0903 of the Environmental

76. Editor's Note: This local law also repealed the definition of "Commissioner of Public Works," which immediately followed.

Conservation Law of the State of New York.

SOLID WASTE FACILITY — Any facility, plant, works, system, building, structure, improvement, machinery, equipment, fixture or other real or personal property which is to be used, occupied or employed beyond the initial solid waste collection process for the receiving, transporting, storage, processing or disposal of solid waste or the recovery by any means of any material or energy product or resource therefrom, including but not limited to recycling centers, transfer stations, baling facilities, rail haul or maritime facilities, processing systems, sanitary landfills, resource recovery facilities, steam and electric generating and transmission facilities, including auxiliary facilities to supplement or temporarily replace such facilities, and facilities for compacting, composting or pyrolysis of solid wastes, incinerators and other solid waste disposal, reduction or conversion facilities and resource recovery equipment and disposal equipment as defined in Subdivisions 4 and 5 of § 51-0903 of the Environmental Conservation Law of the State of New York.

TOWN BOARD — The Town Board of the Town of Oyster Bay.

TOWN OF OYSTER BAY — The entire Town of Oyster Bay as constituted and existing under the laws of the State of New York.

ARTICLE IX
Disposal Regulations

§ 201-79. Designation of facilities. [Amended 7-26-2005 by L.L. No. 5-2005; 3-15-2022 by L.L. No. 3-2022]

The Commissioner of Sanitation is hereby authorized and directed to promulgate such rules and regulations as he shall determine to be necessary to effectuate the purposes of this Part 2, including the requirement that all private haulers be licensed by the Town Clerk; provided, however, that no such designation, rule or regulation shall become effective until it has been approved by the Town Board. All acts and proceedings taken by the Commissioner of Sanitation pursuant to this Part 2 shall, in all respects, be consistent with the Environmental Conservation Law and other applicable laws and rules and regulations promulgated pursuant thereto.

**ARTICLE X
Enforcement****§ 201-80. Enforcement. [Amended 3-15-2022 by L.L. No. 3-2022]**

It shall be the responsibility of the Commissioner of Sanitation, in consultation with the Town Attorney, to enforce the provisions of this Part 2 and all rules, regulations and designations made pursuant thereto. Such enforcement shall be by such legal or equitable proceedings, including, without limitation, a proceeding for specific performance, brought in the name of the Town of Oyster Bay as may be provided or authorized by law.

§ 201-81. Penalties for offenses. [Amended 3-7-2023 by L.L. No. 4-2023]

Any person who violates this Part 2 shall be guilty of an offense and subject to a fine of not more than \$500 and/or imprisonment for not more than 15 days and/or suspension or revocation of collecting, receiving, transporting and/or disposing privileges in conjunction with solid waste within the Town of Oyster Bay. Each and every act committed, which is prohibited by § 201-79 hereof, or any rule or regulation promulgated pursuant thereto shall constitute a separate violation of this Part 2. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized by this article.

Chapter 203

SPEED LIMITS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 7-11-1967 by L.L. No. 4-1967. Amendments noted where applicable.]

GENERAL REFERENCES

Appearance tickets — See Ch. 8.

Vehicles and traffic — See Ch. 233.

Streets and sidewalks — See Ch. 205.

Vehicles for hire — See Ch. 236.

ARTICLE I
General Provisions

§ 203-1. Definitions.

The following words and phrases when used in this chapter shall, for the purposes hereof, have the meanings respectively ascribed to them in this section:

HIGHWAY — The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel.

MOTOR VEHICLE — Every vehicle, except electrically driven invalid chairs being operated or driven upon a public highway by any power other than muscular power which includes electric power obtained from overhead trolley wires, except vehicles which run only upon rails or tracks.

PUBLIC HIGHWAY — Any highway, road, street, avenue, alley, public place, public driveway or any other public way in the Town of Oyster Bay, including private roads open to public motor vehicle traffic and highways maintained by Nassau County and including, subject to the provisions of § 1684 of the Vehicle and Traffic Law, state highways maintained by the State of New York, but, notwithstanding the generality of the foregoing, excluding:

- A. Highways maintained by any city or incorporated village.
- B. Access roads and parking fields on the grounds of any building or institution maintained by the United States, the State of New York or Nassau County or by any school district or by any agency, authority, commission or institution under the jurisdiction of any of them.
- C. State highways maintained by the State of New York on which the former State Traffic Commission (now Department of Transportation) shall have established higher or lower speed limits than the statutory 50 miles per hour speed limit as provided in § 1620 of the Vehicle and Traffic Law.⁷⁷
- D. State highways maintained by the State of New York on which the former State Traffic Commission (now Department of Transportation) shall have designated that the Town of Oyster Bay shall not establish any maximum speed limit as provided in § 1625 of the Vehicle and Traffic Law.

SCHOOL SPEED ZONE — That portion of the highway which is signposted to designate said zone as such and/or that portion of the highway passing a school building and extending not more than 300 feet along such highway in either direction from the building line of a school abutting on such highway.

VEHICLE — Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

§ 203-2. General regulations; safe operation of vehicle.

- A. Notwithstanding any specific maximum speed limit otherwise provided in this chapter, no person shall drive a vehicle on a public highway at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing.

^{77.} Editor's Note: The maximum statutory speed limit is 55 miles per hour, effective 10-1-1970.

- B. The driver of any vehicle shall, consistent with the requirements of Subsection A of this section, drive at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, when approaching a hillcrest, when traveling upon any narrow or winding roadway and when any special hazard exists with respect to pedestrians or other traffic by reason of weather or highway conditions.
- C. Except as otherwise expressly provided in this chapter, no person shall drive a vehicle on a public highway in excess of 30 miles per hour.
- D. No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

**ARTICLE II
Specific Limits**

§ 203-3. Applicability; lowest limits to apply.

- A. The limitations provided by this Article shall apply in the circumstances and at the places herein specified, notwithstanding the provisions of § 203-2C of this chapter.
- B. Whenever, by this Article, two or more specific maximum speed limits shall be applicable in any particular circumstance or place, the lowest of said limits shall apply.

§ 203-4. School zones. [Amended 8-11-1970 by L.L. No. 3-1970; 10-12-1971 by L.L. No. 8-1971]

No person shall drive any motor vehicle within a school speed zone during the school noon hour, school recess or while children are going to or leaving school during opening or closing hours, when such limit and zone are properly signposted as directed by the Town Board, in excess of the posted speed limits thereon.

§ 203-5. Bridges and elevated structures.

The Town Board may determine the maximum speed which may be maintained without structural damage to bridges and elevated structures that are a part of any highway and, if, such maximum speed is lower than the maximum speed limit otherwise applicable, may by order, rule or regulation, establish such lower maximum speed limit at which vehicles may proceed on any such bridge or structure.

§ 203-6. Fifty miles per hour at specific locations.

No person shall drive any motor vehicle in excess of 50 miles per hour on the following highways or parts of the said highways:

Highway	Limits
	Reserved

§ 203-7. Forty-five miles per hour at specific locations. [Amended 10-8-1968 by L.L. No. 8-1968; 8-15-1972 by L.L. No. 1-1972; 3-7-1989 by L.L. No. 1-1989]

No person shall drive any motor vehicle in excess of 45 miles per hour on the following highways or parts of highways:

Highway	Limits
Long Island Expressway North Service Road	From the Jericho Turnpike to the easterly boundary line of the Village of Old Westbury
Long Island Expressway South Service Road [Added 3-21-2017 by L.L. No. 3-2017]	From the easterly side of Route 107, eastbound to South Oyster Bay Road, in the Hamlets of Jericho and Syosset

Highway	Limits
Long Island Expressway South Service Road	From the easterly boundary line of the Village of Old Westbury to Jericho Turnpike
Underhill Boulevard [Repealed 11-12-2013 by L.L. No. 4-2013]	

§ 203-8. Forty miles per hour at specific locations. [Amended 5-28-1968 by L.L. No. 4-1968; 5-28-1968 by L.L. No. 5-1968; 6-11-1968 by L.L. No. 6-1968; 7-23-1968 by L.L. No. 7-1968; 7-27-1971 by L.L. No. 4-1971; 8-15-1972 by L.L. No. 1-1972; 1-23-1973 by L.L. No. 1-1973; 6-26-1973 by L.L. No. 3-1973; 10-15-1974 by L.L. No. 6-1974; 3-9-1976 by L.L. No. 1-1976; 3-15-1977 by L.L. No. 2-1977; 11-15-1977 by L.L. No. 8-1977; 2-28-1978 by L.L. No. 2-1978; 1-23-1979 by L.L. No. 1-1979; 10-8-1985 by L.L. No. 5-1985; 11-26-1985 by L.L. No. 6-1985; 6-3-1986 by L.L. No. 5-1986; 2-10-1987 by L.L. No. 1-1987; 5-5-1987 by L.L. No. 4-1987; 10-20-1987 by L.L. No. 8-1987; 10-4-1988 by L.L. No. 4-1988; 3-7-1989 by L.L. No. 1-1989]

No person shall drive any motor vehicle in excess of 40 miles per hour on the following highways or parts of highways:

Highway	Limits
Bethpage-Sweet Hollow Road	Between Round Swamp Road, Plainview and Winding Road, Plainview
Brush Hollow Road	Between Jericho Turnpike and the boundary line between the Town of Oyster Bay and the Town of North Hempstead
Central Avenue, Bethpage, New York	Between the western boundary line of the Town of Oyster Bay and the west side of the Wantagh-Oyster Bay Expressway Overpass
Charlotte Avenue	Between West John Street and Duffy Avenue, Hicksville
Cold Spring Road [Repealed 6-11-2013 by L.L. No. 3-2013]	
Duffy Avenue [Repealed 3-31-2009 by L.L. No. 2-2009]	
Executive Drive [Added 7-22-2003 by L.L. No. 6-2003]	Between Washington Avenue and Sunnyside Boulevard, Plainview
Glen Cove Road	Between the northerly boundary line of the Town of North Hempstead and the southerly boundary line of the incorporated Village of Roslyn Harbor
Jerusalem Avenue	Between Old Country Road, Hicksville, and the southerly boundary of the Town of Oyster Bay
Levittown Parkway	Between Old Country Road, Hicksville, southerly to the boundary line of the Town of Hempstead

Highway	Limits
Long Island Expressway, North Service Road	Between Sunnyside Boulevard and Woodbury Road, Plainview
Manetto Hill Road	Between Woodbury Road, Woodbury, and Old County Road, Plainview
Miller Place	Between South Oyster Bay Road and Robbins Lane, Syosset, New York
Motor Avenue [Repealed 4-12-1994 by L.L. No. 1-1994]	
Old Bethpage Road [Repealed 7-23-1991 by L.L. No. 3-1991]	
Old Country Road	Between the Town of Oyster Bay westerly boundary line and the Suffolk County boundary line
Round Swamp Road	Between Old Country Road, Plainview, and the northerly boundary line of the incorporated Village of Farmingdale
South Oyster Bay Road	Between Hicksville Road, Bethpage, and Jericho Turnpike, Syosset
South Service Road (Long Island Expressway) [Added 4-27-1993 by L.L. No. 1-1993]	Between Robbins Lane and South Oyster Bay Road, Syosset, New York
Stewart Avenue	Between Newbridge Road, Hicksville, and the easterly boundary line of the Town of Hempstead
Stewart Avenue	Between South Oyster Bay Road, Bethpage, and Hicksville Road, Plainview
Syosset-Woodbury Road	Between Cold Spring Road and South Woods Road, Syosset
Washington Avenue	Between Manetto Hill Road, Plainview, and Plainview Road, Woodbury
West John Street	Between Strong Street, Hicksville, and the Town of Oyster Bay westerly boundary line
Woodbury Road	Between Bay Avenue, Hicksville, and Jericho Turnpike, Woodbury

§ 203-9. Thirty-five miles per hour at specific locations. [Amended 9-26-1967 by L.L. No. 5-1967; 7-23-1968 by L.L. No. 7-1968; 1-27-1970 by L.L. No. 1-1970; 2-16-1971 by L.L. No. 1-1971; 8-15-1972 by L.L. No. 1-1972; 2-28-1978 by L.L. No. 2-1978; 10-8-1985 by L.L. No. 4-1985; 10-8-1985 by L.L. No. 5-1985; 11-26-1985 by L.L. No. 6-1985; 6-3-1986 by L.L. No. 5-1986; 2-10-1987 by L.L. No. 1-1987; 5-5-1987 by L.L. No. 4-1987; 10-20-1987 by L.L. No. 7-1987; 10-20-1987 by L.L. No. 8-1987]

No person shall drive any motor vehicle in excess of 35 miles per hour on the following

highways or parts of highways:

Highway	Limits
Berry Hill Road	Between the westerly boundary line of the incorporated Village of Oyster Bay Cove and South Street, Oyster Bay
Bethpage Road	Between Broadway, Hicksville, and Woodbury Road, Hicksville
Boundary Avenue	Between Hicksville Road (N.Y. 107), North Massapequa, and North Broadway, North Massapequa
Broadway/Plainview Road	Between Haypath Road, Bethpage, and Barbara Street, Bethpage
Cantiague Rock Road	Between West John Street, Hicksville, and Brush Hollow Road, Jericho
Carman's Road	Between Sunrise Highway, Massapequa, and Main Street, South Farmingdale
Jackson Avenue	Between Walters Avenue, Syosset, and Jericho Turnpike, Syosset
Jerusalem Avenue	Between Broadway, Massapequa, and Hicksville Road, Massapequa
Lexington Avenue [Repealed 7-30-2019 by L.L. No. 4-2019]	
Merrick Road	Between the boundary lines of the Town of Hempstead/Town of Oyster Bay easterly to the western boundary of the incorporated Village of Massapequa Park and from the easterly boundary of the incorporated Village of Massapequa Park easterly to the boundary line of the Town of Oyster Bay/Suffolk County
Merritt Road	Between the southerly boundary of the incorporated Village of Farmingdale and North Broadway, Massapequa
Motor Avenue [Added 4-12-1994 by L.L. No. 1-1994]	Between Main Street, South Farmingdale, and Merritts Road, South Farmingdale
Piquets Lane	Between Jericho Turnpike, Woodbury, and Woodbury Road, Woodbury
Plainview Road	Between Jericho Turnpike, Woodbury, and Washington Avenue, Woodbury
Plainview Road	Between Old Bethpage Road, Plainview, and Haypath Road, Bethpage

Highway	Limits
Robbins Lane	Between Jericho Turnpike, Syosset, and Marlene Drive, Syosset
Shore Road	Between the Town of North Hempstead boundary and the incorporated Village of Sea Cliff boundary line
South Woods Road	Between Cold Springs Road, Syosset, and Jericho Turnpike, Woodbury
Underhill Boulevard [Added 11-12-2013 by L.L. No. 4-2013]	Between Jackson Avenue, Syosset, and Jericho Turnpike, Syosset
Union Avenue	Between Hempstead Turnpike, Bethpage, and Hicksville Road, Bethpage
Winding Road	Between Round Swamp Road, Plainview, and Bethpage-Sweet Hollow Road, Plainview
Woodbury Road	Between Jericho Turnpike and the Suffolk County line

§ 203-9.1. Twenty miles per hour at specific locations. [Added 1-20-2004 by L.L. No. 1-2004]

No person shall drive any motor vehicle in excess of 20 miles per hour on the following highways or parts of highways:

Highway	Limits
Convent Road [Added 8-8-2006 by L.L. No. 9-2006]	Beginning at a point 60 feet west of the intersection formed by Southwoods Road and Convent Road and running westerly 1,310 feet along Convent Road, on both the northerly and southerly sides of said road
Washington Avenue	North of Merrick Road, Massapequa, New York

§ 203-9.2. Thirty miles per hour at specific locations. [Added 9-14-2021 by L.L. No. 14-2021]

No person shall drive any motor vehicle in excess of 30 miles per hour on the following highways or parts of highways:

Highway	Limits
Syosset Woodbury Road	Between Cold Spring Road and South Woods Road, Syosset

§ 203-9.3. Twenty-five miles per hour at specific locations. [Added 9-14-2021 by L.L. No. 14-2021]

No person shall drive any motor vehicle in excess of 25 miles per hour on the following highways or parts of highways:

Highway	Limits
Addison Lane	Starting at the intersection formed by Addison Lane and Osborne Lane and running southerly to the border with the Town of North Hempstead, Greenvale
Cedar Street	Starting at the intersection formed by Cedar Street and Marion Street and running westerly to the border with the Town of North Hempstead, Greenvale
Helen Street	Starting at the intersection formed by Helen Street and Marion Street and running westerly to the border with the Town of North Hempstead, Greenvale
Marion Street	Starting at the intersection formed by Marion Street and Osborne Lane and running southerly to the border with the Town of North Hempstead, Greenvale

ARTICLE III
Signs

§ 203-10. Posting required; location.

- A. No maximum speed limit specified by this chapter, other than the general limit of 30 miles per hour specified in § 203-2C hereof, shall be effective until signs or markings giving notice thereof are posted on the highways or parts thereof which are subject to such limit.
- B. One such sign or marking shall be posted at each end of the highway or part thereof subject to such limit, and additional signs or markings shall be posted between those at each end if the Town Board shall, by resolution, find that such additional signs or markings are reasonably required to give adequate notice to the drivers of motor vehicles of such limit.

ARTICLE IV
Violations and Penalties

§ 203-11. Penalties for offenses.

Every person convicted of a violation of any provision of this chapter shall be guilty of a traffic infraction and:

- A. For a first conviction thereof shall be punished by a fine of not more than \$50 or by imprisonment for not more than 15 days, or by both such fine and imprisonment.
- B. For a second such conviction within 18 months thereafter, shall be punished by a fine of not more than \$100 or by imprisonment for not more than 30 days, or by both such fine and imprisonment.
- C. For a third or subsequent conviction within 18 months after the first conviction, shall be punished by a fine of not more than \$250 or by imprisonment for not more than 90 days, or by both such fine and imprisonment.

ARTICLE V
Prior Law Superseded

§ 203-12. Repealer.

This chapter supersedes the Town of Oyster Bay L.L. No. 1-1965, entitled "A local law relating to vehicle speed limits in the Town of Oyster Bay," adopted December 28, 1965, which prior local law is hereby repealed.

ARTICLE VI
Saving Clause

§ 203-13. Saving clause.

Nothing contained in any provisions of Article V applies to any offense committed or other acts done at any time before the day when such Article takes effect. Such an offense must be punished according to and such act must be governed by the provisions of law existing when it is done or committed in the same manner as if this chapter had not been passed. An offense specified in such Article takes effect and must be punished according to the provisions of such Article and not otherwise.

ARTICLE VII
Severability

§ 203-14. Severability.

It is the intention of the Town Board that this chapter and every provision thereof shall be considered separable, and the invalidity of any section, clause, provision, or part or portion of any section, clause or provision of this chapter shall not affect the validity of any other portion of this chapter.

**ARTICLE VIII
Effective Date**

§ 203-15. When effective.

This chapter shall take effect immediately.

Chapter 204

STORMWATER MANAGEMENT AND EROSION AND SEDIMENT CONTROL

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 6-6-2018 by L.L. No. 6-2018. Amendments noted where applicable.]

§ 204-1. Findings of fact.

It is hereby determined that:

- A. Land development activities and associated increases in site impervious cover often alter the hydrologic response of local watersheds and increase stormwater runoff rates and volumes, flooding, stream channel erosion, or sediment transport and disposition;
- B. This runoff contributes to increased quantities of waterborne pollutants, including siltation of aquatic habitat for fish and other desirable species;
- C. Clearing and grading during construction tends to increase soil erosion and add to the loss of native vegetation necessary for terrestrial and aquatic habitat;
- D. Improper design and construction of stormwater management practices can increase the velocity of stormwater runoff, thereby increasing stream bank erosion and sedimentation;
- E. Impervious surfaces allow less water to percolate into the soil, thereby increasing groundwater recharge and stream baseflow;
- F. Substantial economic losses can result from these adverse impacts on the waters of the municipality;
- G. Stormwater runoff, soil erosion and nonpoint source pollution can be controlled through the regulation of stormwater runoff from land development activities;
- H. The regulation of stormwater runoff discharges from land development activities in order to control and minimize increases in stormwater runoff rates and volumes, soil erosion, and nonpoint source pollution associated with stormwater runoff rates and volumes, soil erosion, stream channel erosion, and nonpoint source pollution associated with stormwater runoff is in the public interest and will minimize threats to public health and safety;
- I. Regulation of land development activities by means of performance standards governing stormwater management and site design will produce development compatible with the natural functions of a particular site or an entire watershed and thereby mitigate the adverse effects of erosion and sedimentation from development.

§ 204-2. Purpose.

The purpose of this chapter is to establish minimum stormwater requirements and controls to protect and safeguard the general health, safety and welfare of the public residing within the jurisdiction and to address the findings of fact in § 204-1. This chapter seeks to meet those purposes by achieving the following objectives:

- A. Meet the requirements of minimum measures 4 and 5 of the SPDES General Permit for

Stormwater Discharges from Municipal Separate Stormwater Sewer Systems (MS4s), Permit No. GP-0-15-003, or as amended or revised;

- B. Require land development activities to conform to the substantive requirements of the New York State Department of Environmental Conservation State Pollutant Discharge Elimination System (SPDES) General Permit for Construction Activities GP-0-15-002, or as amended or revised;
- C. Minimize increases in stormwater runoff from land development activities in order to reduce flooding, siltation, increases in stream temperature, and streambank erosion and to maintain the integrity of stream channels;
- D. Minimize increases in pollution caused by stormwater runoff from land development activities which would otherwise degrade local water quality;
- E. Minimize the total annual volume of stormwater runoff which flows from any specific site during and following development to the maximum extent practicable; and
- F. Reduce stormwater runoff rates and volumes, soil erosion and nonpoint source pollution, wherever possible, through stormwater management practices and to ensure that these management practices are properly maintained and eliminate those threats to public safety.

§ 204-3. Statutory authority.

In accordance with Article 10 of the Municipal Home Rule Law of the State of New York, the Town of Oyster Bay has the authority to enact and amend local laws for the purposes of promoting the health, safety and welfare of the residents of the Town of Oyster Bay, and protecting and enhancing its physical environment. In any such local law, the Town Board of the Town of Oyster Bay may provide for the appointment of any municipal officer, employee or independent contractor to effectuate, administer and enforce such local law.

§ 204-4. Applicability.

- A. This chapter shall be applicable to all land development activities as defined in this chapter, § 204-6.
- B. The municipality shall designate a Stormwater Management Officer who shall accept and review all stormwater pollution prevention plans (SWPPP) and forward such plans to the applicable municipal board. The Stormwater Management Officer may review the plans, engage the services of a registered professional engineer to review the plans, specifications, and related documents at a cost not to exceed a fee schedule established by said governing board, or accept the certification of a licensed professional that the plans conform to the requirements of this chapter.
- C. All land development activities not subject to review as stated in Subsection B shall be required to submit a SWPPP to the Stormwater Management Officer, who shall approve said plan if it complies with the requirements of this chapter.

§ 204-5. Exemptions.

The following activities may be exempt from review under this chapter:

- A. Agricultural activity, as defined in this chapter;

- B. Routine maintenance activities that disturb less than five acres, and that are performed to maintain the original line and grade, hydraulic capacity or original purpose of a facility;
- C. Repairs to any stormwater management practice or facility deemed necessary by the Stormwater Management Officer;
- D. Any part of a subdivision if a plat for the subdivision has been approved by the Town of Oyster Bay, or the County of Nassau, before the effective date of this chapter;
- E. Land development activities for which a building permit has been approved on or before the effective date of this chapter;
- F. Cemetery graves;
- G. Installation of fence, sign, telephone and electric poles, and other kinds of poles or posts;
- H. Emergency activity immediately necessary to protect life, property or natural resources;
- I. Activities of an individual engaging in home gardening by growing flowers, vegetables and other plants primarily for use by that person and his or her family; and
- J. Landscaping and horticultural activities in connection with an existing structure.

§ 204-6. Definitions.

The terms used in this chapter or in documents prepared or reviewed under this chapter shall have the meanings set forth in this section.

AGRICULTURAL ACTIVITY — The activity of an active farm, including grazing and watering livestock, irrigating crops, using land for growing agricultural products, and cutting timber for sale, but shall not include the operation of a dude ranch or similar operation, or the construction of new structures associated with agricultural activities.

APPLICANT — A property owner who has filed an application for a land development activity.

BUILDING — Any structure, either temporary or permanent, having walls and a roof, designed for the shelter of any person, animal or property, and occupying more than 100 square feet of area.

CHANNEL — A natural or artificial watercourse with a definite bed and banks that conducts continuously or periodically flowing water.

DEDICATION — The deliberate appropriation of property by its owner for general public use.

DEPARTMENT — The New York State Department of Environmental Conservation.

DESIGN MANUAL — The most recent version of the New York State Stormwater Management Design Manual, including updates, that serves as the official guide for stormwater management principles, methods and practices.

DEVELOPER — A person who undertakes land development activities.

EROSION CONTROL MANUAL — The most recent version of the New York Standards and Specifications for Erosion and Sediment Control Manual, commonly known as the "Blue Book."

GRADING — Excavation or fill material, including the resulting conditions thereof.

IMPERVIOUS COVER — Those surfaces, improvements and structures that cannot effectively

infiltrate rainfall, snowmelt and water (e.g., building rooftops, pavement, sidewalks, driveways, etc.).

INDUSTRIAL STORMWATER PERMIT — A state pollutant discharge elimination system permit issued to a commercial industry or group of industries which regulates the pollutant levels associated with industrial stormwater discharges or specifies on-site pollution control strategies.

INFILTRATION — The process of percolating stormwater into the subsoil.

JURISDICTIONAL WETLAND — An area that is inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support a prevalence of vegetation typically adapted for life in saturated soil conditions, commonly known as "hydrophytic vegetation."

LAND DEVELOPMENT ACTIVITY — Construction activity, including clearing, grading, excavating, soil disturbance or placement of fill that results in land disturbance equal to or greater than one acre, or activities disturbing less than one acre of total land area that is part of a larger common plan of development or sale, even though multiple separate and distinct land development activities may take place at different times on different schedules.

LANDOWNER — The legal or beneficial owner of land, including those holding the right to purchase or lease the land, or any person holding proprietary rights in the land.

MAINTENANCE AGREEMENT — A legally recorded document that acts as a property deed restriction, and which provides for long-term maintenance of stormwater management practices.

NONPOINT SOURCE POLLUTION — Pollution from any source other than from discernible, confined and discrete conveyances, and shall include, but not be limited to, pollutants from agricultural, silvicultural, mining, construction, subsurface disposal and urban runoff sources.

PHASING — Clearing a parcel of land in distinct pieces or parts, with the stabilization of each piece completed before the clearing of the next.

POLLUTANT OF CONCERN — Sediment or a water quality measurement (such as total suspended solids, turbidity, or siltation) and any other pollutant identified as a cause of impairment of any water body that will receive a discharge from the land development activity.

PROJECT — Land development activity.

QUALIFIED INSPECTOR — A person that is knowledgeable in the principles and practices of erosion and sediment control, such as a licensed professional engineer, certified professional in erosion and sediment control (CPESC), registered landscape architect, or other Department-endorsed individual(s). It can also mean someone working under the direct supervision of, and at the same company as, the licensed professional engineer or registered landscape architect, provided that person has training in the principles and practices of erosion and sediment control. Training in the principles and practices of erosion and sediment control means that the individual working under the direct supervision of the licensed professional engineer or registered landscape architect has received four hours of Department-endorsed training in proper erosion and sediment control principles from a Soil and Water Conservation District, or other Department-endorsed entity. After receiving the initial training, the individual working under the direct supervision of the licensed professional engineer or registered landscape architect shall receive four hours of training every three years. It can also mean a person that meets the qualified professional qualifications in addition to the qualified inspector qualifications. (NOTE: Inspections of any post-construction stormwater management practices that include structural components, such as a dam for an impoundment, shall be performed by a licensed professional

engineer.)

QUALIFIED PROFESSIONAL — A person that is knowledgeable in the principles and practices of stormwater management and treatment, such as a licensed professional engineer, registered landscape architect or other Department-endorsed individual(s). Individuals preparing SWPPPs that require the post-construction stormwater management practice component must have an understanding of the principles of hydrology, water quality management practice design, water quantity control design, and, in many cases, the principles of hydraulics. All components of the SWPPP that involve the practice of engineering, as defined by the NYS Education Law (see Article 145), shall be prepared by, or under the direct supervision of, a professional engineer licensed to practice in the State of New York.

RECHARGE — The replenishment of underground water reserves.

SEDIMENT CONTROL — Measures that prevent eroded sediment from leaving the site.

SENSITIVE AREAS — Cold water fisheries, shellfish beds, swimming beaches, groundwater recharge areas, water supply reservoirs, habitats for threatened, endangered or special concern species.

SPDES GENERAL PERMIT FOR CONSTRUCTION ACTIVITIES GP-0-15-002 — A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to developers of construction activities to regulate disturbance of one or more acres of land.

SPDES GENERAL PERMIT FOR STORMWATER DISCHARGES FROM MUNICIPAL SEPARATE STORMWATER SYSTEMS GP-0-15-003 — A permit under the New York State Pollutant Discharge Elimination System (SPDES) issued to municipalities to regulate discharges from municipal separate storm sewers for compliance with EPA established water quality standards and/or specify stormwater standards.

STABILIZATION — The use of practices that prevent exposed soil from eroding.

STOP-WORK ORDER — An order issued that requires that all construction activity on a site be stopped.

STORMWATER — Rainwater, surface runoff, snowmelt and drainage.

STORMWATER HOTSPOT — A land use or activity that generates higher concentrations of hydrocarbons, trace metals or toxicants than are found in typical stormwater runoff, based on monitoring studies.

STORMWATER MANAGEMENT — The use of structural or nonstructural practices designed to reduce stormwater runoff and mitigate its adverse impacts on property, natural resources, and the environment.

STORMWATER MANAGEMENT FACILITY — One or a series of stormwater management practices installed, stabilized and operating for the purpose of controlling stormwater management runoff.

STORMWATER MANAGEMENT OFFICER — The Commissioner of the Department of Public Works, or his or her designee, who shall be responsible to enforce this chapter, and to accept and review stormwater pollution prevention plans, forward the plans to the applicable municipal board and inspect stormwater management practices.

STORMWATER MANAGEMENT PRACTICES (SMPs) — Measures, either structural or nonstructural, that are determined to be the most effective, practical means of preventing flood damage, and preventing or reducing point source or nonpoint source pollution inputs to

stormwater runoff and water bodies.

STORMWATER POLLUTION PREVENTION PLAN (SWPPP) — A plan for controlling stormwater runoff and pollutants from a site during and after construction activities.

SURFACE WATERS OF THE STATE OF NEW YORK — The lakes, bays, sounds, ponds, impounding reservoirs, springs, wells, rivers, streams, creeks, estuaries, marshes, inlets, canals, the Atlantic Ocean, within the territorial seas of the State of New York, and all other bodies of surface water, natural or artificial, inland or coastal, fresh or salt, public or private (except those private waters that do not combine or effect a junction with natural surface or underground waters), which are wholly or partially within or bordering the state or within its jurisdiction. Storm sewers and waste treatment systems, including waste treatment ponds or lagoons which also meet the criteria of this definition, are not waters of the state. This exclusion only applies to man-made bodies of water that neither were originally created in waters of the state (such as a disposal area in wetlands) nor resulted from impoundment of waters of the state.

WATERCOURSE — A permanent or intermittent stream or other body of water, either natural or man-made, which gathers or carries surface water.

WATERWAY — A channel that directs surface runoff to a watercourse or to the public storm drain.

§ 204-7. Stormwater prevention plans.

A. Stormwater pollution prevention plan (SWPPP) requirement. No application for approval of a land development activity that requires a SWPPP shall be granted until the appropriate board has received and approved a SWPPP prepared in accordance with the specifications within this chapter. An owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 must first prepare a SWPPP in accordance with all applicable requirements and then have its SWPPP reviewed and accepted by the SMO or designee prior to submitting the notice of intent (NOI) to the Department. The owner or operator shall have the "MS4 SWPPP Acceptance" form signed in accordance with the requirements of GP-0-15-002, or as amended or revised, and then submit that form along with a completed NOI to the Department. An owner or operator shall not commence construction activity until their authorization to discharge under this permit is in effect.

B. Contents of stormwater pollution prevention plans.

- (1) All SWPPPs shall provide the following background information and sediment controls:
 - (a) Background information about the scope of the project, including location, type, and size of project;
 - (b) Site/map construction drawing(s) for the project, including a general location map. At a minimum, the site map should show the total site area; all improvements; areas of disturbance; areas that will not be disturbed; existing vegetation; on-site and adjacent off-site water(s); wetlands and drainage patterns that could be affected by the construction activity; existing and final slopes; locations of off-site material; waste, borrow or equipment storage areas; and location(s) of the stormwater discharge(s);

- (c) A description of the soil(s) at the present site, including an identification of the hydrologic soil group (HSG);
- (d) A construction phasing plan describing the intended sequence of construction activities, including clearing and grubbing, excavation and grading, utility and infrastructure installation and any other activity at the site that results in soil disturbance. Consistent with the New York Standards and Specifications for Erosion and Sediment Control (Erosion Control Manual), not more than five acres shall be disturbed at any one time without prior written authorization pursuant to Department SPDES General Permit for Stormwater Discharges from Construction Activity Permit No. GP-0-15-002 (or as amended). At a minimum, the owner or operator must comply with the following requirements in order to be authorized to disturb greater than five acres of soil at any one time:
 - [1] The owner or operator shall have a qualified inspector conduct at least two sediment and erosion control inspections in accordance with Part IV.C of the SPDES General Permit every seven calendar days, for as long as greater than five acres of soil remain disturbed. The two inspections shall be separated by a minimum of two full calendar days.
 - [2] In areas where soil disturbance activity has temporarily or permanently ceased, the application of soil stabilization measures must be initiated by the end of the next business day and completed within seven days from the date the current soil disturbance activity ceased. The soil stabilization measures selected shall be in conformance with the technical standard, New York State Standards and Specifications for Erosion and Sediment Control, dated November 2016 (or as amended).
 - [3] The owner or operator shall prepare a phasing plan that defines maximum disturbed area per phase and shows required cuts and fills.
 - [4] The owner or operator shall install any additional site-specific practices needed to protect water quality.
 - [5] The owner or operator shall include the requirements above in their SWPPP.
- (e) A description of the pollution prevention measures that will be used to control litter, construction chemicals and construction debris from becoming a pollutant source in stormwater runoff;
- (f) A description of construction and waste materials expected to be stored on site with updates, as appropriate, and a description of controls to reduce pollutants from these materials, including storage practices to minimize exposure of the materials to stormwater, and spill prevention and response;
- (g) Temporary and permanent structural and vegetative measures to be used for soil stabilization, runoff control and sediment control for each stage of the project from initial land clearing and grubbing to project closeout;
- (h) A site map/construction drawing(s) specifying the location(s), sizes, and lengths of each sediment control practice;

- (i) The dimensions, material specifications and installation details for all erosion and sediment control practices, including the siting and sizing of any temporary sediment basins;
 - (j) The temporary practices that will be converted to permanent control measures;
 - (k) The implementation schedule for staging temporary erosion and sediment control practices, including the timing of the initial placement and duration that each practice should remain in place;
 - (l) A maintenance schedule to insure continuous and effective operation of the erosion and sediment control practice;
 - (m) The name(s) of the receiving water(s);
 - (n) A delineation of SWPPP implementation responsibilities for each part of the site;
 - (o) A description of structural practices designed to divert flows from exposed soils, store flows or otherwise limit runoff and the discharge of pollutants from exposed areas of the site to the degree attainable; and
 - (p) Any existing data that describes the stormwater runoff at the site.
- (2) Land development activities as defined in § 204-6 of this chapter and meeting condition A, B or C below shall also include water and water quality controls (post-construction stormwater runoff controls) as set forth in this chapter as applicable:
- (a) Condition A: stormwater runoff from land development activities discharging a pollutant of concern to either an impaired water identified on the Department's 303(d) list of impaired waters or a total maximum daily load (TMDL) designated watershed for which pollutants in stormwater have been identified as a source of the impairment.
 - (b) Condition B: stormwater runoff from land development activities disturbing five or more acres.
 - (c) Condition C: stormwater runoff from land development activities disturbing between one and five acres of land during the course of the project, exclusive of the construction of single-family residences and construction activities at agricultural properties.
- (3) SWPPP requirements for Conditions A, B and C:
- (a) All information in Subsection B(1) of this section;
 - (b) A description of each post-construction stormwater management practice;
 - (c) Site map/construction drawing(s) showing the specific locations and sizes of each post-construction management practice;
 - (d) A hydrologic and hydraulic analysis for all structural components of the stormwater management system for applicable design storms;
 - (e) A comparison of post-development stormwater runoff conditions;

- (f) The dimensions, material specifications and installation details for each post-construction stormwater management practice;
 - (g) A maintenance schedule to ensure continuous and effective operation of each post-construction stormwater management practice;
 - (h) Maintenance easements to ensure access to all stormwater management practices at the site for the purpose of inspection and repair. Easements shall be recorded on the plan and shall remain in effect with the transfer of title to the property; and
 - (i) An inspection and maintenance agreement binding on all subsequent landowners served by the on-site stormwater management measures in accordance with § 204-9 of this chapter.
 - (j) The SWPPP shall be prepared by a qualified professional and must be signed by the professional preparing the plan, who shall certify that the design of all stormwater management practices meet the requirements of this chapter.
- C. Other environmental permits. The applicant shall assure that all other applicable environmental permits have been or will be acquired for the land development activity prior to approval of the final stormwater design plan.
- D. Contractor certification.
- (1) The owner or operator shall have each of the contractors and subcontractors identified in the SWPPP sign a copy of the following certification statement before they commence any construction activity: "I hereby certify under penalty of law that I understand and agree to comply with the terms and conditions of the SWPPP and agree to implement any corrective actions identified by the qualified inspector during a site inspection. I also understand that the owner or operator must comply with the terms and conditions of the most current version of the New York State Pollutant Discharge Elimination System ("SPDES") general permit for stormwater discharges from construction activities and that it is unlawful for any person to cause or contribute to a violation of water quality standards. Furthermore, I am aware that there are significant penalties for submitting false information, that I do not believe to be true, including the possibility of fine and imprisonment for knowing violations."
 - (2) In addition to providing the certification statement above, the certification page must also identify the specific elements of the SWPPP that each contractor and subcontractor will be responsible for and include the name and title of the person providing the signature; the name and title of the trained contractor responsible for SWPPP implementation; the name, address and telephone number of the contracting firm; the address (or other identifying description) of the site; and the date the certification statement is signed. The owner or operator shall attach the certification statement(s) to the copy of the SWPPP that is maintained at the construction site. If new or additional contractors are hired to implement measures identified in the SWPPP after construction has commenced, they must also sign the certification statement and provide the information listed above.
 - (3) The certification statement(s) shall become part of the SWPPP for the land development activity.

E. A copy of the SWPPP shall be retained at the site of the land development activity during construction from the date of initiation of construction activities to the date of final stabilization.

§ 204-8. Performance and design criteria for stormwater management and erosion and sediment control.

All land development activities shall be subject to the following performance and design criteria:

- A. Technical standards. For the purposes of this chapter, the following documents shall serve as the official guides and specifications for stormwater management. Stormwater management practices that are designed and constructed in accordance with these technical documents shall be presumed to meet the standards imposed by this chapter.
 - (1) The New York State Stormwater Management Design Manual (the New York State Department of Environmental Conservation, most current version, or its successor, hereinafter referred to as the "Design Manual").
 - (2) New York State Standards and Specifications for Erosion and Sediment Control, dated November 2016, or as amended or revised, hereinafter referred to as the "Erosion Control Manual".
- B. Equivalence to technical standards. Where stormwater management practices are not in accordance with technical standards, the applicant, or developer, must demonstrate equivalence to the technical standards set forth in Subsection A, and the SWPPP shall be prepared by a licensed professional.
- C. Water quality standards. Any land development activity shall not cause an increase in turbidity that will result in substantial visible contrast to natural conditions in the surface waters of the State of New York.

§ 204-9. Maintenance, inspection and repair of stormwater facilities.

- A. Maintenance and inspection during construction.
 - (1) The owner or operator of each construction activity that requires preparation of a SWPPP shall have a trained contractor inspect the erosion and sediment control practices and pollution prevention measures being implemented within the active work area daily to ensure that they are being maintained in effective operating condition at all times. If deficiencies are identified, the contractor shall begin implementing corrective actions within one business day and shall complete the corrective actions in a reasonable time frame.
 - (2) The owner or operator shall have a qualified inspector conduct site inspections in conformance with the following requirements: Unless otherwise notified by the Department, the qualified inspector shall conduct site inspections in accordance with the following timetable:
 - (a) For construction sites where soil disturbance activities are on-going, the qualified inspector shall conduct a site inspection at least once every seven calendar days.
 - (b) For construction sites where soil disturbance activities are on-going and the

owner or operator has received authorization in accordance with the provisions of this chapter to disturb greater than five acres of soil at any one time, the qualified inspector shall conduct at least two site inspections every seven calendar days. The two inspections shall be separated by a minimum of two full calendar days.

- B. Maintenance easement(s). Prior to the issuance of any approval that has a stormwater management facility as one of the requirements, the applicant, or developer, must execute a maintenance easement agreement that shall be binding on all subsequent landowners served by the stormwater management facility. The easement shall provide for access to the facility at reasonable times for periodic inspection by the Town of Oyster Bay to ensure that the facility is maintained in proper working condition to meet design standards and any other provisions established by this chapter. The easement shall be recorded by the grantor in the Office of the Nassau County Clerk after approval by the counsel for the Town of Oyster Bay.
- C. Maintenance after construction. The owner or operator of permanent stormwater management practices installed in accordance with this chapter shall ensure that they are maintained and operated to achieve the goals of this chapter. Proper operation and maintenance also includes, as a minimum, the following:
 - (1) A preventative/corrective maintenance program for all critical facilities and systems of treatment and control (or related appurtenances) which are installed or used by the owner or operator to achieve the goals of this chapter.
 - (2) Written procedures for operation and maintenance and training new personnel.
 - (3) Discharges from the SMPs shall not exceed design criteria or cause or contribute to water quality standard violations in accordance with § 204-8.
- D. Maintenance agreements. The Town of Oyster Bay shall approve a formal maintenance agreement for stormwater management facilities binding on all subsequent landowners and recorded in the Nassau County Clerk as a deed restriction on the property prior to final plan approval. The maintenance agreement shall be consistent with the terms and conditions of Schedule B of this chapter, entitled Sample Stormwater Control Facility Maintenance Agreement. (Note: Schedule B, Sample Stormwater Control Facility Maintenance Agreement, is included at the end of this chapter.)⁷⁸ The Town of Oyster Bay, in lieu of a maintenance agreement, and at its sole discretion, may accept dedication of any existing or future stormwater management facility, provided such facility meets all of the requirements of this chapter and includes adequate and perpetual access and sufficient area, by easement or otherwise, for inspection and regular maintenance.

§ 204-10. Stormwater pollution prevention plan.

For stormwater pollution prevention plan provisions relating to subdivision plat approval, see §§ 246-5.4.1.6.2 and 246-5.4.1.9.2.

§ 204-11. Construction inspection.

- A. Erosion and sediment control inspection.

78. Editor's Note: Schedule B is on file in the Town offices.

- (1) The Oyster Bay Stormwater Management Officer may require such inspections as are necessary to determine compliance with this chapter and may either approve that portion of the work completed or notify the applicant wherein the work fails to comply with the requirements of this chapter and the stormwater pollution prevention plan (SWPPP), as approved. To obtain inspections, the applicant shall notify the Town of Oyster Bay enforcement official at least 48 hours before any of the following, as required by the Stormwater Management Office:
 - (a) Start of construction.
 - (b) Installation of sediment and erosion control measures.
 - (c) Completion of site clearing.
 - (d) Completion of rough grading.
 - (e) Completion of final grading.
 - (f) Close of the construction season.
 - (g) Completion of final landscaping.
 - (h) Successful establishment of landscaping in public areas.
 - (2) If any violations are found, the applicant and developer shall be notified, in writing, of the nature of the violation and the required corrective actions. No further work shall be conducted except for site stabilization until any violations are corrected and all work previously completed has received approval by the Stormwater Management Officer.
- B. Stormwater management practice inspections. The Town of Oyster Bay Stormwater Management Officer is responsible for conducting inspections of stormwater management practices (SMPs). All applicants are required to submit as-built plans for any SMPs located on-site after final construction is completed. The plan must show the final design specifications for all stormwater management facilities and must be certified by a professional engineer.
- C. Inspection of stormwater facilities after project completion. Inspection programs shall be established on any reasonable basis, including, but not limited to: routine inspections, inspections based on complaints or other notice of possible violations, inspections of drainage basins or areas identified as higher-than-typical sources of sediment or other contaminants or pollutants, inspections of businesses or industries of a type associated with higher-than-usual discharges of contaminants or pollutants or with discharges of a type which are more likely than the typical discharge to cause violations of state or federal water or sediment quality standards or the SPDES stormwater permit, and joint inspections with other agencies inspecting other environmental or safety laws. Inspections may include, but are not limited to: reviewing maintenance and repair records, sampling discharges, surface water, groundwater and material or water in drainage control facilities, and evaluating the condition of drainage control facilities and other SMPs.
- D. Submission of reports. The Town of Oyster Bay Stormwater Management Officer may require monitoring and reporting from entities subject to this chapter as are necessary to determine compliance with this chapter.

- E. Right-of-entry for inspection. When any new stormwater management facility is installed on private property or when any new connection is made between private property and the public stormwater system, the landowner shall grant to the Town of Oyster Bay the right to enter the property at reasonable times and in a reasonable manner for the purpose of inspection specified in Subsection C hereof.

§ 204-12. Performance guarantee.

- A. Construction completion guarantee. In order to ensure the full and faithful completion of all land development activities related to compliance with all conditions set forth by the Town of Oyster Bay in its approval of the stormwater pollution protection plan, the Town of Oyster Bay may require the applicant or developer to provide, prior to construction, a performance bond, cash escrow or irrevocable letter of credit from an appropriate financial surety institution which guarantees satisfactory completion of a project and names the Town of Oyster Bay as the beneficiary. The security shall be in an amount to be determined by the Town of Oyster Bay based on submission of final design plans, with reference to actual construction and landscaping costs. The performance guarantee shall remain in force until the surety is released from liability by the Town of Oyster Bay, provided that such period be not less than one year from the date of final acceptance or such other certification that the facility(ies) have been constructed in accordance with the approved plans and specifications and that a one-year inspection has been conducted and the facility(ies) have been found to be acceptable to the Town of Oyster Bay. Per-annum interest on cash escrow deposits shall be reinvested in the account until the surety is released from liability.
- B. Maintenance guarantee. Where stormwater management and erosion and sediment control facilities are to be operated and maintained by the developer or by a corporation that owns or manages a commercial or industrial facility, the developer, prior to construction, may be required to provide the Town of Oyster Bay with an irrevocable letter of credit from an approved financial institution or surety to ensure proper operation and maintenance of all stormwater management and erosion and control facilities both during and after construction and until the facilities are removed from operation. If the developer or landowner fails to properly operate and maintain stormwater management and erosion and sediment control facilities, the Town of Oyster Bay may draw upon the account to cover the costs of proper operation and maintenance, including, but not limited to, engineering and inspection costs.
- C. Recordkeeping. The Town of Oyster Bay may require entities subject to this chapter to maintain records demonstrating compliance with this chapter.

§ 204-13. Enforcement; penalties for offenses.

- A. Notice of violation. When the Town of Oyster Bay determines that a land development activity is not being carried out in accordance with the requirements of this chapter, it may issue a written notice of violation to the landowner. The notice of violation shall contain:
- (1) The name and address of the landowner, developer or applicant;
 - (2) The address, when available, or a description of the building, structure or land upon which the violation is occurring;
 - (3) A statement specifying the nature of the violation;

- (4) A description of the remedial measure necessary to bring the land development activity into compliance with this chapter and a time schedule for the completion of such remedial action; and
 - (5) A statement of the penalty or penalties that shall, or may, be assessed against the person to whom the notice is directed.
- B. Stop-work orders. The Town of Oyster Bay may issue a stop-work order for violations of this chapter. Persons receiving a stop-work order shall be required to halt all land development activities, except those activities that address the violations leading to the stop-work order. The stop-work order shall be in effect until the Town of Oyster Bay confirms that the land development activity is in compliance and the violation has been satisfactorily addressed. Failure to address a stop-work order may result in civil, criminal or monetary penalties in accordance with the enforcement measures authorized in this chapter.
- C. Violations. Any land development activity that is commenced or is conducted contrary to this chapter may be restrained by injunction or otherwise abated in a manner provided by law.
- D. Penalties. In addition to, or in place of, any penalty provided herein or otherwise provided by law, any person who violates the provisions of this chapter shall be guilty of a violation punishable by a fine not exceeding \$350 or imprisonment for a period not to exceed six months, or both, upon conviction of a first offense. A conviction for a second offense, committed within five years of a conviction for a first offense, shall be punishable by a fine not exceeding \$700 or a period of imprisonment not to exceed six months, or both. A conviction for a third or subsequent offense, committed within five years of all previous convictions for violation of this chapter, shall be punishable by a fine not exceeding \$1,000 or a period of imprisonment not to exceed six months, or both. However, for the purposes of conferring jurisdiction upon the courts and judicial officers generally, violations of this chapter shall be deemed misdemeanors, and for such purposes only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate and additional violation.
- E. Withholding of certificate of occupancy. If any building or land development activity is installed or conducted in violation of this chapter, the Stormwater Management Officer may prevent the occupancy of said building or land.
- F. Restoration of lands. Any violator may be required to restore land to its undisturbed condition. In the event that restoration is not undertaken within a reasonable time after notice, the Town of Oyster Bay shall take all necessary corrective action, the cost of which shall become a lien upon the property until paid.

§ 204-14. Fees for services.

The Town of Oyster Bay may require any person undertaking land development activities regulated by this chapter to pay reasonable costs at prevailing rates for review of SWPPPs, inspections or SMP maintenance performed by the Town of Oyster Bay or by a third party for the Town of Oyster Bay.

§ 204-15. Severability.

If the provisions of any article, section, subsection, paragraph, subdivision, clause, phrase, or sentence of this chapter shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision, clause, phrase or sentence of this chapter.

Chapter 205

STREETS AND SIDEWALKS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 21 of the 1971 Code. Amendments noted where applicable.]

GENERAL REFERENCES

Public Works Department — See Ch. 4, Art. XI.

Towing — See Ch. 221.

Highway Department — See Ch. 4, Art. XVII.

Vehicles and traffic — See Ch. 233.

License and permits — See Ch. 147.

Vehicles for hire — See Ch. 236.

Notification of defects — See Ch. 160.

ARTICLE I
Streets and Highways

§ 205-1. Accumulations of materials. [Amended 6-26-2018 by L.L. No. 6-2018]

No person shall cause or permit any accumulation of sand, gravel, cinders, topsoil, mud, earth, snow, ice, or other materials to be placed, deposited, tracked or flowed or remain upon any street or highway.

ARTICLE II

Sidewalks, Curbs and Gutters

[Amended 4-27-1976; 3-22-1977; 1-29-1980; 4-8-1986; 1-13-1987; 8-9-1988; 3-12-1991 by L.L. No. 1-1991; 6-20-1995; 11-25-2008 by L.L. No. 12-2008; 7-12-2016 by L.L. No. 3-2016; 3-15-2022 by L.L. No. 2-2022]

§ 205-2. Duty to repair, maintain, and keep sidewalks clear; liability.

- A. Each owner and occupant of any house or other building, and any owner or person entitled to possession of any vacant lot, and any person having charge of any church or any public building in the Town shall keep the sidewalk in front of the lot or house or building free from obstruction by snow or ice and icy conditions, and shall at all times keep the sidewalk in good and safe repair and maintain it in a clean condition and free from filth, dirt, weeds or other obstructions or encumbrances. Snow and ice shall be removed within six hours after snow has ceased to fall. The period between 9:00 p.m. and 7:00 a.m. shall not be included in the time requirements.
- B. Such owner or occupant and each of them shall be liable for any injury or damage by reason of omission, failure or negligence to make, maintain or repair such sidewalk or for a violation or nonobservance of the ordinances relating to making, maintaining and repairing sidewalks, curbstones and gutters.

§ 205-3. Prohibited obstructions; exceptions.

- A. No person or entity who is the owner, occupant or lessee of any premises abutting on any street, road, highway or parkway in the unincorporated area of the Town shall place, keep, permit or suffer to be placed or kept on any sidewalk in front of, adjoining or adjacent to his/her/its premises any goods, wares, merchandise, boxes, barrels, display signs or material things of any kind or description, nor shall be/she/it in any manner obstruct any sidewalk or in any manner obstruct or interfere with the use of any sidewalk, but nothing contained in this section shall prevent persons or entities from placing goods, wares, merchandise or household furniture on a sidewalk temporarily while loading or unloading it, if it is done without unnecessary delay and if such goods, wares or merchandise are not allowed or permitted to remain on the sidewalk for a period longer than one hour.
- B. No person or entity who is the owner, occupant or lessee of any premises abutting on any street, road, highway or parkway in the unincorporated area of the Town shall place, keep, permit or suffer to be placed or kept in the curb, gutter or street in front of, adjoining or adjacent to his/her/its premises any item, including but not limited to basketball hoops, or traffic cones or barricades of any kind or description, nor shall be/she/it in any manner obstruct any curb, gutter or street or in any manner obstruct or interfere with the use of any curb, gutter or street, but nothing contained in this section shall prevent persons or entities from placing a traffic cone or marker in the street temporarily to note the existence of a defect in said street.

§ 205-4. Plantings.

Any planting on a public right-of-way between curb and sidewalk by the adjacent owner or lawful occupant of the premises thereof shall require a permit and approval of such plantings, and said owner or occupant shall be responsible for the maintenance of such plantings.

§ 205-5. Town Board order to construct or repair.

The Town Board may from time to time, by resolution, require the construction or repair of sidewalks or curbs along streets, roads, highways and parkways in the Town, as well as the construction of sidewalks along state highways within the Town, and the repair of sidewalks constructed by the state along state highways in the Town, at the expense of the abutting owners, upon such notice and pursuant to the authority of the requirements of § 130, Subdivision 4, and § 200-a of the New York State Town Law.

- A. Whenever the Town Board adopts an order or orders directing the abutting owners of the respective lots or parcels of land in front of which it is desired that sidewalks or curbs be built, relaid, or repaired, or to construct them in accordance with this chapter, the Commissioner of Public Works or his/her designee shall specify the place, manner and time within which the construction or repair shall be done.
- B. The Town Clerk shall publish a notice of the Town Board's orders, pursuant to Subsection A of this section, in a newspaper to be designated by the Town Board, at least twice, the first publication of which shall be at least 15 days before the time specified for the completion of the work, and he/she shall serve, within two business days from the issuance of the order, a copy of the notice upon the owner or owners, occupant or occupants of the land in front of which it is desired that such construction or repair shall be done.

§ 205-6. Compliance required.

All sidewalks, curbs, gutters or driveways constructed on any privately owned street, highway or parkway of a new development shall be subject to these regulations and comply in all respects with the regulations covering streets, the title to which is vested in the Town. Failure to comply with these regulations shall constitute sufficient cause for the Town to reject any preferred dedication of such a street.

§ 205-6.1. Waiver of installation.

- A. Anyone who has requested a waiver of sidewalk installation and has received such authorization from the Commissioner of Public Works shall pay or be billed on the basis of four-by-four-foot flags, identical to the rate used to calculate the cost of sidewalk construction.
- B. Failure to pay the billing within 90 days shall result in an assessment resolution by the Town Board against the subject property.

§ 205-7. Work by Town upon noncompliance.

- A. Whenever a notice to construct or repair a sidewalk or curb, pursuant to an order of the Town Board, has been served upon an owner or occupant of a lot or parcel of land in front of which it is desired that sidewalks or curbs be built, relaid or repaired, and the owner or occupant shall not cause the construction or repair to be made to the sidewalk or curb as required by the notice, the Commissioner of Public Works is hereby authorized and directed to cause the construction and repair to be made as required by notice.
- B. The Commissioner of Public Works is hereby authorized to perform such work or repair with his/her own forces or cause a contract to be let therefor, and to pay for the work out of the funds to be appropriated by the Town Board for such purposes.

- C. If work is performed by the Town of Oyster Bay under this section, the Town shall be reimbursed for the actual and complete cost of such work within 60 days of the completion of said work. In the event that the property owner does not fully satisfy said costs, the Town shall be reimbursed therefor by an assessment resolution by the Town Board as provided for and in the manner prescribed in § 205-9 of this article.

§ 205-8. Appropriate permits and bonds required.

- A. Whenever the owner or occupant of property in front of which the Town Board, pursuant to this chapter, has ordered a sidewalk or curb constructed or repaired, shall build, relay or repair the sidewalk or curb called for by the notice, he/she/it shall obtain a permit therefor as required by this chapter.
- B. If the location where the construction or repair is to be made shall be upon a state highway where the sidewalks or curbs have been constructed by the state, the permit shall be obtained from the appropriate office of the New York State Department of Transportation in accordance with the rules and regulations of that Department.
- C. The Commissioner of Public Works may require such bonds or deposits and issue the permit subject to such terms and conditions as he/she may consider necessary for the protection of the Town property.

§ 205-9. Reimbursement of Town.

- A. The Town shall be reimbursed for the cost of building, relaying or repairing any sidewalk or curb, when made by the Commissioner of Public Works pursuant to this article, by the owner or occupant of the respective lot or parcel of land in front of which the construction or repair was made, by assessment upon and collection from the lot or parcel of land termed benefited by the construction or repair; so much of the actual and complete cost upon and from each lot as shall be in just proportion to the amount of the benefit which the improvement shall confer upon the property, and collected in the same manner and at the time as other ad valorem Town charges.
- B. In the event that a property owner fails to fully satisfy any bill or invoice for work performed by the Town under this chapter within 60 days of billing or invoicing, the Town shall be reimbursed for the full cost of the work performed or the services rendered, as hereinabove provided, by assessment against the collection from the lots or parcels of land where such work was performed or services rendered for so much of the actual and complete cost as incurred upon and from each lot or lots, in the manner provided for the assessment of the cost of public improvements by Article 4, § 64, of the New York State Town Law, as amended.

§ 205-9.1. Replacement of sidewalk flags.

In the event that the Department of Public Works informs the owner or occupant of a property that the Town has determined that a sidewalk hazard exists at the property, the owner or occupant shall replace the sidewalk through use of a private contractor, in which event the owner or occupant must complete said replacement no later than 90 days from the date of the notice of defect from the Department of Public Works. In the event that the owner or occupant has failed to correct the defect within 90 days from the date of the notice of defect, the Department of Public Works may elect to remedy the defect upon written notice to the owner or occupant, and shall bill

the owner or occupant for the cost of said work. Until such time as the sidewalk replacement is complete, the owner and/or occupant shall remain liable for the sidewalk condition. If additional time is required to replace the defective sidewalk due to weather restrictions during the winter months, the owner or occupant shall submit to the Department of Public Works, in writing, a request for such additional time. In the event the owner or occupant chooses to use a private contractor to replace the defective sidewalk, a permit will be required for work on the Town right-of-way.

§ 205-10. Conformance with specifications.

No sidewalk, curb or gutter shall be constructed or permitted to be constructed or repaired along any street, road or highway or parkway in the Town unless such construction shall conform to the lines, grades and specifications furnished by the Commissioner of Public Works and in conformity with all of the specifications and requirements established by rules and regulations of the Town Board.

§ 205-11. Application and issuance of permit.

No sidewalk, curb or gutter shall be constructed or repaired, or work thereon commenced, until the owner of the premises responsible for the sidewalk, curb or gutter is to be constructed or repaired, or the authorized agent of the owner, shall have obtained a permit therefor. Applications for the permit required by this section shall be made, in writing, to the Commissioner of Public Works, or his/her designee in such form as may be required by the Department of Public Works. No permit required by this section shall be issued without the approval of the Commissioner of Public Works endorsed on the application therefor, unless so directed by resolution of the Town Board. The fee for any such permit shall be waived if the applicant is an individual who owns or resides at the residential premises for which a permit for the construction or repair of sidewalks, curbs or gutters is being sought.

§ 205-12. Permit to be in addition to other requirements.

The permit required by this chapter shall be in addition to the permit required for street openings and obstructions, and shall be in addition to any permit required for any excavation or curb cut permit, if any is required.

§ 205-13. Permit specifications.

A permit issued pursuant to this chapter shall specify the lines or grades of the sidewalk, curb or gutter to be constructed or repaired, and such other directions as the circumstances may require.

§ 205-14. Insurance.

Each applicant for a permit required by this chapter must file an insurance policy or certificate with the Commissioner of Public Works insuring the Town in the sum \$1,000,000/\$1,000,000 for personal injury liability and \$500,000 for property damages, unless in the opinion of the Commissioner of Public Works higher limits are necessary.

§ 205-15. Performance bond.

The applicant for a permit required by this chapter must file a performance bond with the Commissioner of Public Works in at least the amount of the cost of the work to be performed

under the permit, except that no performance bond need be filed by any water district for a job to be performed under a permit obtained by the water district.

§ 205-16. Permit fees.

A. Fees established.

- (1) By order of the Town Board, except where otherwise provided by law or where permits required by this chapter are granted for work done at the direction of the Commissioner of Public Works or his or her designee, each application for a permit which is granted by the Commissioner of Public Works or his or her designee for a street opening or excavation in any street, highway or sidewalk in the Town for any purpose shall be accompanied by a fee in an amount as shall be established by the Commissioner of Public Works.
 - (2) Any permit shall expire 60 days from the date such permit is issued unless work is in progress at the end of such period and the Commissioner of Public Works or his or her designee extends such permit.
- B. Public utility companies servicing the Town will pay fees in the same amounts as listed above. However, such companies need not submit payment with each application. Each public utility will be billed monthly by the Town for each permit issued to it during the previous month.
- C. Water districts shall be exempt from the above permit fees.

§ 205-17. Waivers.

The Commissioner of Public Works may waive the requirements of §§ 205-14 and 205-15 when such construction or repair work is being performed in conjunction with the tree removal service provided for or by the Town of Oyster Bay and when the permit applicant can produce a homeowners' liability insurance policy which, by its terms, provides at least 10 days' notice to the Town of Oyster Bay of any cancellation and which, in the opinion of the Commissioner of Public Works, adequately protects the applicant and the Town during the period of the construction, and has a limit of liability of not less than \$50,000 for each occurrence.

ARTICLE III**Excavations and Curb Cuts**

[Amended 5-13-1975; 1-25-1977; 3-22-1977; 8-12-1980; 2-9-1988; 3-12-1991 by L.L. No. 1-1991; 5-2-2000 by L.L. No. 5-2000; 11-25-2008 by L.L. No. 12-2008; 3-15-2022 by L.L. No. 2-2022]

§ 205-18. Permit required.

No person, including any person operating any public service, water, light or power, company, shall make any curb cuts, street openings or excavate in any street, highway or sidewalk in the Town for any purpose without first obtaining a permit from the Commissioner of Public Works, as provided in this article.

§ 205-19. Expiration of permits; extensions.

Any permits issued under this article shall automatically expire on the 60th day after the date of issue. Any continuation or extension thereof is subject to the approval of the Commissioner of Public Works upon conditions and provisions which in his discretion are deemed appropriate under the circumstances.

§ 205-20. Permit to be in addition to other requirements.

The permit and permit fee required by this article shall be in addition to permits required, if any, for the construction of any sidewalk, curb or driveway.

§ 205-21. Application, standards and issuance of permit.

Upon application in writing, filed with the Commissioner of Public Works stating the purpose, extent, location and nature of proposed curb cuts, street openings or excavations in any street, highway or sidewalk in the Town for any purpose, the Commissioner of Public Works shall issue a permit under this article where he finds:

- A. That the work shall be done in accordance with the standard specifications and requirements of the Town of Oyster Bay for public work of like nature.
- B. That the operation will not unreasonably interfere with vehicular or pedestrian traffic, the demand and necessity for parking spaces, and the means of ingress to and egress from the property affected and adjacent properties.
- C. That the health, welfare and safety of the public will not be unreasonably impaired.

§ 205-22. Work by Town.

It shall be left to the discretion of the Commissioner of Public Works as to whether the proposed excavation for which a permit is sought pursuant to this article shall be repaved by the applicant for the permit or by the Town; if the town shall repave the excavation, the costs shall be paid by the applicant for the permit.

§ 205-23. Deposit.

Except where an excavation or disturbance in a public way shall be directly authorized by law,

the Commissioner of Public Works shall require the applicant for a permit, as required by this article, to deposit with the Commissioner of Public Works a sum of money which shall be deemed by him to be adequate to pay all of the expenses to which the town may be put to replace the street, highway or sidewalk, pavement, curb or gutter in proper condition.

§ 205-24. Insurance.

Each applicant for a permit, as required by this article, shall file an insurance policy or certificate with the Commissioner of Public Works insuring the Town in the sum of \$300,000 to \$500,000 for personal liability and \$50,000 for property damage.

§ 205-25. Performance bond.

A performance bond shall be filed with the Commissioner of Public Works by the applicant for a permit, as required by this article, as a prerequisite to the permit, in at least the amount of the job to be performed under the permit, except that no performance bond need be filed by any water district for the job to be performed under the permit.

§ 205-26. Notice to public service companies.

No work shall be commenced under any permit granted pursuant to this article unless or until such notice as shall be directed by the Commissioner of Public Works shall have been given to public service corporations having lines, mains or other property in the streets for the protection of their property.

§ 205-27. Safety devices.

All excavations in streets or sidewalks shall be surrounded by suitable barriers or guards for the protection of persons using the streets in the daytime and, in addition thereto, by lights or flares from twilight continuously until daylight. Barriers and lights required by this section shall conform in kind and numbers to the requirements of the Commissioner of Public Works. The failure to provide barriers and lights conforming to the requirements of the Commissioner of Public Works shall be *prima facie* evidence of a failure to provide suitable barriers and lights.

§ 205-28. Protection of property.

All permits granted pursuant to this article shall be conditioned upon the adequate protection, at the expense of the permittee, of the property of the town and public service corporations.

§ 205-29. Backfilling; notice of completion; maintenance.

All excavations subject to this article shall be backfilled properly upon completion, and a written notice thereof given to the Commissioner of Public Works. For a period of two years after such notice of completion has been given, the permittee shall be responsible for correcting any defects or deficiencies in the backfilling or associated pavement restoration, as directed by the Commissioner of Public Works.

ARTICLE IV
Miscellaneous Provisions

§ 205-30. Penalties for offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

A violation against this chapter shall be punishable by a fine of not more than \$250 or by imprisonment for not more than 15 days, or both. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized by this article.

§ 205-31. Comptroller to render invoices. [Added 3-12-1991 by L.L. No. 1-1991]

The Comptroller may render invoices for the costs of Town services.

§ 205-32. Solicitation from streets and sidewalks prohibited. [Added 9-29-2009 by L.L. No. 10-2009]

- A. Legislative intent. It is the intention of the Town Board to protect the health, safety and welfare of motorists and pedestrians using public rights-of-way within the Town of Oyster Bay, and persons standing in close proximity to said public rights-of-way, from the dangers of obstruction, distraction and delays of traffic caused by the solicitation of employment by pedestrians from or directed to operators or occupants of motor vehicles while utilizing the Town's public rights-of-way, or by the offer of employment to pedestrians by the operators or occupants of motor vehicles while utilizing the Town's public rights-of-way.
- B. Definitions. As used in this section, the following terms shall have the meanings indicated:
EMPLOYMENT — Services, industry or labor performed by a person for wages or other compensation under any contract of hire, written or oral, express or implied.
PERSON — Any individual, company, corporation, association, business or legal entity.

PUBLIC RIGHT-OF-WAY — All of the areas dedicated to public use for public street purposes and shall include roadways, parkways, highways, streets, medians, sidewalks, curbs, slopes, and areas of land between the sidewalk and the curb, which are also known as "utility strips," except for lawful public parking areas.

SOLICIT or SOLICITATION — Any request, offer, enticement or action which announces the availability for or of employment, or a request, offer, enticement or action which seeks to offer or secure employment. Examples of behavior which constitute solicitation of employment include but are not limited to waving arms, making hand signals, shouting to someone in a vehicle, jumping up and down, waving signs soliciting employment pointed at persons in vehicles, approaching vehicles, standing in the public right-of-way while facing vehicles in the roadway or entering the roadway portion of a public right-of-way for the purpose of seeking employment. A solicitation shall be deemed complete when made, whether or not an employment relationship is created, a transaction is completed or an exchange of money or property takes place.

- C. It shall be unlawful for any person standing within or adjacent to any public right-of-way within the Town of Oyster Bay to stop or attempt to stop any motor vehicle utilizing said public right-of-way for the purpose of soliciting employment of any kind from the occupants of said motor vehicle.

- D. It shall be unlawful for the operator of any motor vehicle utilizing a public right-of-way within the Town of Oyster Bay to stop or stand within or adjacent to said public right-of-way or any area designated as either a traffic lane or a no-standing or no-stopping zone for the purpose of soliciting employment or accepting a solicitation of employment from a pedestrian.
- E. Nothing contained herein shall be construed to prohibit the following:
 - (1) Service-related activities such as taxicabs, limousine service, public transportation vehicles, towing operations, ambulance service and similar uses.
 - (2) Nothing shall prohibit a business or property owner from soliciting employment at or upon the property owner's private property; provided, however, that automobiles, recreational vehicles, trailers, trucks and other vehicles do not constitute a business property exempt from the provisions of this section.
- F. Penalties for offenses. Any violation of this section is punishable by a fine of not more than \$250 for each offense.

Chapter 209

TAXATION

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as indicated in article histories. Amendments noted where applicable.]

GENERAL REFERENCES

Receiver of Taxes — See Ch. 4, Art. II.

Tax-exempt food and drugs — See Ch. 213.

ARTICLE I
Senior Citizens Exemption
[Adopted 6-23-1970 by L.L. No. 2-1970]

§ 209-1. Grant of exemption. [Amended 8-27-1974 by L.L. No. 5-1974]

The Town of Oyster Bay hereby grants exemption from taxation pursuant to and in accordance with § 467 of the Real Property Tax Law of the State of New York, as amended.

§ 209-2. Income level. [Amended 9-26-1972 by L.L. No. 2-1972; 8-27-1974 by L.L. No. 5-1974]

No exemption as provided for in § 209-1 shall be granted if the income of the owner or the combined incomes of the owners of the property involved exceeds that sum allowable under § 467 of the Real Property Tax Law of the State of New York, as amended.

§ 209-3. Effective date; applicability. [Amended 8-27-1974 by L.L. No. 5-1974]

This Article shall take effect January 1, 1975, and shall apply to assessment rolls prepared on the basis of taxable status occurring on and after such date.

ARTICLE II
Business Investment Exemption
[Adopted 6-27-1978 by L.L. No. 5-1978]

§ 209-4. Exemption not granted.

Pursuant to the authority of Subdivision 7 of § 485-b of the Real Property Tax Law, the partial exemption from taxation, special ad valorem levies and service charges provided by such § 485-b is hereby repealed insofar as such exemption would have been applicable to eligible real property assessed for town purposes.

ARTICLE III

**Exemption for Real Property Improvements to Facilitate Handicapped Persons
[Adopted 11-15-1983 by L.L. No. 2-1983]****§ 209-5. Statutory authorization.**

This legislation is enacted pursuant to Chapter 200, Laws of 1983, adding new § 459 to the Real Property Tax Law of New York State.

§ 209-6. Grant of exemption.

An improvement to any real property used solely for residential purposes as a one-, two- or three-family residence shall be exempt from taxation to the extent of any increase in value attributable to such improvement if the improvement is used for the purpose of facilitating and accommodating the use and accessibility of said real property by a resident owner of the real property, who is physically disabled or a member of the resident owner's household, who is physically disabled, if such member resides in the real property. Such exemption shall apply to improvements constructed prior to and subsequent to the effective date of this Article.

§ 209-7. Qualifications.

To qualify as physically disabled for the purpose of this Article, an individual shall submit to the Nassau County Board of Assessors a certified statement from a physician licensed to practice in the state on a form prescribed and made available by the Nassau County Board of Assessors, which states that the individual has a permanent physical impairment which substantially limits one or more of the individual's major life activities except that an individual who has obtained a certificate from the State Commission for the Blind and Visually Handicapped, stating that the individual is legally blind, may submit such certificate in lieu of a physician's certified statement.

§ 209-8. Application for exemption.

This exemption shall be granted only upon application by the owner or all of the owners of the real property on a form prescribed and made available by the Nassau County Board of Assessors. The applicant shall furnish the information as the Board shall require. The application shall be filed together with the appropriate certified statement of physical disability or certificate of blindness with the Nassau County Board of Assessors on or before the taxable status date of Nassau County.

§ 209-9. Approval of application.

If the Nassau County Board of Assessors is satisfied that the improvement is necessary to facilitate and accommodate the use and accessibility by a resident who is physically disabled and that the applicant is entitled to an exemption pursuant to this Article, the Nassau County Board of Assessors shall approve the application and enter the taxable assessed value of the parcel for which an exemption has been granted pursuant to this Article on the assessment roll with the taxable property, with the amount of the exemption as determined pursuant to § 209-5 of this Article in a separate column. Once granted, the exemption shall continue on the real property until the improvement ceases to be necessary to facilitate and accommodate the use and accessibility of the property by the resident who is physically disabled.

§ 209-10. (Reserved)

ARTICLE IV
Capital Improvements Exemption
[Adopted 11-30-1993 by L.L. No. 2-1993]

§ 209-11. Exemption granted.

Residential buildings reconstructed, altered or improved for residential purposes, after adoption of this Article, shall be exempt from taxation and special ad valorem levies to the extent provided hereinafter.

§ 209-12. Extent and conditions.

- A. Such buildings shall be exempt for a period of one year to the extent of 100% of the increase in assessed value thereof attributable to such reconstruction, alteration or improvement, and for an additional period of seven years, provided:
 - (1) That the extent of such exemption shall be decreased by 12 1/2% of the initial exemption each year during such additional period.
 - (2) That such exemption shall be limited to \$80,000 in increased market value, or such other sum less than \$80,000, but not less than \$5,000, of the property attributable to such reconstruction, alteration or improvement, and any increase in market value greater than such amount shall not be eligible for the exemption pursuant to this Article.
 - (3) For the purposes of this Article, that the market value of the reconstruction, alteration or improvement shall be equal to the increased assessed value attributable to such reconstruction, alteration or improvement divided by the Class 1 ration in a special assessing unit, or the most recently established state equalization rate, or special equalization rate, in the remainder of the state, except where the state equalization rate or special equalization rate equals or exceeds 95%, then the increase in assessed value attributable to such reconstruction, alteration or improvement.
- B. No such exemption shall be granted for reconstruction, alterations or improvements unless:
 - (1) Such reconstruction, alteration or improvement was commenced subsequent to the date of this Article was enacted. However, no reconstruction, alteration or improvement shall commence without prior issuance of a building permit by the Town of Oyster Bay, Department of Planning and Development, for said capital improvements;
 - (2) The cost for materials and labor for such reconstruction, alteration or improvement exceeds \$3,000; and
 - (3) The greater portion, as so determined by square footage, of the building reconstructed, altered or improved is at least five years old.
- C. For the purposes of this Article, commencement of reconstruction, alteration or improvement shall be defined as the posting of a building permit, issued by the town of Oyster Bay, Department of Planning and Development, on the subject premises and the initial construction or alteration made pursuant to said building permit.

D. For the purposes of this Article, the terms "reconstruction," "alteration" and "improvement" shall not include ordinary maintenance and repairs.

§ 209-13. Application for exemption.

Such exemption shall be granted only upon application by the owner of such building on a form prescribed by the State Board. The original of such application shall be filed with the Assessor of Nassau County, on or before the appropriate taxable status date (May 1, each year commencing May 1, 1994). A copy thereof shall be filed with the State Board.

§ 209-14. Approval of application.

If the Chairman of the Nassau County Board of Assessors, or his duly appointed designee, is satisfied that the applicant is entitled to an exemption pursuant to this Article, he shall approve the application, and such building thereafter be exempt from taxation and special ad valorem levies (i.e., special districts) as herein provided, commencing with the assessment roll prepared after the taxable status date referred to in § 209-13. The assessed value of any exemption granted pursuant to this Article shall be entered by the Assessor on the portion of the assessment roll provided for property exempt from taxation.

§ 209-15. Definitions.

For the purposes of this Article, the following terms shall have the meanings indicated:

RESIDENTIAL BUILDING — Any building or structure designed and occupied exclusively for residential purposes by not more than two families.

§ 209-16. Termination of exemption.

In the event that a building granted an exemption pursuant to this Article ceases to be used primarily for residential purposes, or title thereto is transferred to other than the heirs or distributees of the owner, the exemption granted pursuant to this Article shall cease. In the event that the owner offers the exempt property for sale during the tax abatement period, said owner shall be required to disclose, prior to closing, the actual assessed value and annual taxes payable, without this exemption and after the transfer of title.

§ 209-17. When effective.

This Article shall take effect immediately upon filing with the Secretary of State.

§ 209-18. through § 209-19. (Reserved)

ARTICLE V

Exemption for Persons with Disabilities and Limited Income
[Adopted 6-16-1998 by L.L. No. 2-1998]

§ 209-20. Grant of exemption.

The Town of Oyster Bay grants exemption from taxation pursuant to and in accordance with § 459-c, Persons with disabilities and limited income, of the Real Property Tax Law of the State of New York, as amended.

§ 209-21. Income level.

No exemption provided for in § 209-20 shall be granted if the income of the owner or the combined incomes of the owners of the property involved exceeds that sum allowable under § 459-c of the Real Property Tax Law of the State of New York, as amended.

§ 209-22. Effective date; applicability.

This article shall take effect July 1, 1998, and shall apply to assessment rolls prepared on the basis of taxable status occurring on or after such date.

§ 209-23. (Reserved)

ARTICLE VI

Seniors With Veterans Exemption and Limited Income
[Adopted 2-16-1999 by L.L. No. 1-1999]

§ 209-24. Grant of exemption.

The Town Board of the Town of Oyster Bay grants exemption from taxation pursuant to and in accordance with New York State Real Property Tax Law, § 467, persons 65 years of age or older, as amended.

§ 209-25. Income level.

No exemption provided for in Oyster Bay Town Code § 209-24 shall be granted if the income of the owner or the combined incomes of the owners of the property involved exceed that sum allowable under New York State Real Property Tax Law, § 467, as amended.

§ 209-26. Conformance with the Nassau County Legislative Code.

The Town Board of the Town of Oyster Bay adopts the following local laws adopted by the Nassau County Legislature:

- A. Nassau County Local Law No. 13-1996.
- B. Nassau County Local Law No. 4-1997.
- C. Nassau County Local Law No. 5-1997.
- D. Nassau County Local Law No. 4-1998.

§ 209-27. Effective date; applicability.

This article shall take effect March 1, 1999, and shall apply to assessment rolls prepared on the basis of taxable status occurring on or after such date.

ARTICLE VII
Exemption for First-Time Homebuyers
[Adopted 8-13-2002 by L.L. No. 8-2002]

§ 209-28. Exemption provided; statutory authority.

Pursuant to § 457 of the Real Property Tax Law of the State of New York, the Town Board of the Town of Oyster Bay, after due consideration, has provided for a partial real property tax exemption for qualified first-time homeowners as specified below.

§ 209-29. Qualifications; regulations.

- A. Subject to the qualifications and regulation set forth herein, a partial exemption from real property taxes is hereby granted to qualified first-time homebuyers of primary property within the Town of Oyster Bay.
- B. Newly constructed primary residential property purchased by one or more persons, each of whom is a first-time homebuyer and has not been married to a homeowner in the three years prior to applying for this first-time homeowners' exemption, shall be exempt from taxation levied by or on behalf of the Town of Oyster Bay, when such newly constructed residential property is located within the Town of Oyster Bay. Such exemption, to be for a period of five years, shall be computed in accordance with the following table:

Year of Exemption	Percentage of Assessed Valuation Exempt From Tax
1	50%
2	40%
3	30%
4	20%
5	10%
6 or more	0%

- C. Eligibility for exemption; exception.

- (1) Any newly constructed primary residential real property within the purchase price limits as defined on January 1, 2001, by the State of New York Mortgage Agency low-interest-rate-mortgage program in the nontarget, one-family, new, category for Nassau County shall be eligible for the exemption allowed pursuant to this article.
- (2) A first-time homebuyer who either as part of the written contract for sale of the primary residential property, or who enters into a written contract, within 90 days after closing of the sale of the primary residence, for reconstruction, alteration or improvements, the value of which exceeds \$3,000, to the primary residential property shall be exempt from taxation to the extent provided by this article. Such exemption shall apply solely to the increase in assessed value thereof attributable to such reconstruction, alteration or improvement, provided that the assessed value after reconstruction, alteration, or improvements does not exceed 15% more than the purchase price limits as defined in Subsection (C)(1) of this section. For purposes of

this section, the terms "reconstruction," "alteration" and "improvement" shall not include ordinary maintenance and repairs.

- (3) A first-time homebuyer shall not qualify for the exemption authorized pursuant to this section if the household income exceeds income limits as defined on January 1, 2001, by the State of New York Mortgage Agency low-interest-rate-mortgage program in the nontarget, one- and two-person-household category for Nassau County.
- D. Newly constructed primary residential property purchased by first-time homebuyers at a sales price greater than the maximum eligible sales price shall qualify for the exemption allowed pursuant to this article for that portion of the sales price of such newly constructed primary residential property equal to the maximum eligible sales price; provided, however, that any newly constructed primary residential property purchased at a sales price greater than 25% above the maximum eligible sales price shall not be allowed any exemption.
- E. No exemption shall be allowed pursuant to this article for any newly constructed primary residential property purchased by a first-time homebuyer on or after December 31, 2010, unless such purchase is pursuant to a binding written contract entered into prior to December 31, 2010; provided, however, that any first-time homebuyer who is allowed an exemption pursuant to this article prior to such date shall continue to be allowed further exemptions pursuant to Subsection B of this section. **[Amended 1-24-2006 by L.L. No. 1-2006]**
- F. This exemption shall take effect immediately and shall apply to newly constructed primary residential property purchased by a first-time homebuyer on or after January 1, 2006. **[Amended 1-24-2006 by L.L. No. 1-2006]**

§ 209-30. Definitions.

As used in this article, the following terms shall have the meanings indicated:

FIRST-TIME HOMEBUYER — A person who has not owned a primary residential property and is not married to a person who has owned a residential property during the three-year period prior to his or her purchase of the primary residential property, and who does not own a vacation or investment home.

HOUSEHOLD INCOME — The total combined income of all the owners, and of any owners' spouses residing on the premises, for the income tax year preceding the date of making application for the exemption.

INCOME — The adjusted gross income for federal income tax purposes as reported on the applicant's latest available federal or state income tax return, subject to any subsequent amendments or revisions, reduced by distributions, to the extent included in Federal adjusted gross income, received from an individual retirement account and an individual retirement annuity; provided that, if no such return was filed within the one-year period preceding taxable status date, "income" shall mean the adjusted gross income that would have been so reported if such a return had been filed. For purposes of this definition, "latest available return" shall mean the federal or state income tax return for the year immediately preceding the date of making application; provided, however, that if the tax return for such tax year has not been filed, then the income tax return for the tax year two years preceding the date of making application shall be considered the latest available.

NEWLY CONSTRUCTED — An improvement to real property which was constructed as a

primary residential property and which has never been occupied and was constructed after the effective date of this article. "Newly constructed" shall also mean that portion of a primary residential property that is altered, improved or reconstructed.

PRIMARY RESIDENTIAL PROPERTY — Any one- or two-family house, townhouse or condominium located in this state which is owner occupied by such homebuyer.

§ 209-31. Prohibitions.

- A. No portion of a single-family newly constructed primary residential property shall be leased during the period of time when the first-time homeowner exemption shall apply to the residence. If any portion of the single-family newly constructed primary residential property is found to be the subject of a lease agreement, the Assessor shall discontinue any exemption granted pursuant to this article.
- B. In the event that a primary residential property granted an exemption pursuant to this article ceases to be used primarily for residential purposes or title thereto is transferred to other than the heirs or distributees of the owner, the exemption granted pursuant to this article shall be discontinued.
- C. Upon determining that an exemption granted pursuant to this article should be discontinued, the Assessor shall mail a notice so stating to the owner or owners thereof at the time and in the manner provided in Real Property Tax Law § 510. Such owner or owners shall be entitled to seek administrative and judicial review of such action in the manner provided by law, provided that the burden shall be on such owner or owners to establish eligibility for the exemption.

§ 209-32. Application process.

- A. Such exemption shall be granted only upon application by the owner of such building on a form prescribed by the State Board. The application shall be filed with the Nassau County Board of Assessors on or before the taxable status date of Nassau County.
- B. If satisfied that the applicant is entitled to an exemption pursuant to this article, the Nassau County Board of Assessors, shall approve the application, and such primary residential property shall thereafter be exempt from taxation and special ad valorem levies as provided in this article, commencing with the assessment roll prepared on the basis of the taxable status date referred to in Subsection A of this article. The assessed value of any exemption granted pursuant to this article shall be entered by the Assessor on the assessment roll with the taxable property, with the amount of the exemption shown in a separate column.

§ 209-33. Severability.

If any clause, sentence, paragraph, subdivision, section or other part of this article shall for any reason be adjudged by any court of competent jurisdiction to be unconstitutional or otherwise invalid, such judgment shall not affect, impair, or invalidate the remainder of this article, and it shall be construed to have been the legislative intent to enact this article without such unconstitutional or invalid parts therein.

ARTICLE VIII

Exemption for Volunteer Fire Fighters and Ambulance Workers
[Adopted 12-17-2002 by L.L. No. 10-2002]**§ 209-34. Exemption provided; statutory authority.**

The Town of Oyster Bay hereby grants a partial real property tax exemption for qualified volunteer fire fighters and volunteer ambulance workers pursuant to and in accordance with § 466-c of the Real Property Tax Law of the State of New York, as amended.

§ 209-35. Regulations.

- A. Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse shall be exempt from taxation to the extent of 10% of the assessed value of such property for Town taxes, exclusive of special assessments. [Amended 3-22-2005 by L.L. No. 3-2005]
- B. This article shall take effect on the first day of January next succeeding the date on which it shall have become a law and shall apply to taxable status dates occurring on or after such date.

§ 209-36. Qualifications.

- A. Such exemptions shall not be granted to an enrollment member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service residing within the Town of Oyster Bay unless:
 - (1) The applicant resides in the Town of Oyster Bay, which is served by such incorporated volunteer fire company or fire department or incorporated voluntary ambulance service;
 - (2) The property is the primary residence of the applicant;
 - (3) The property is used exclusively for residential purposes. In the event any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this article;
 - (4) The applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company or fire department as an enrolled member of such incorporated volunteer fire company or fire department for at least five years or the applicant has been certified by the authority having jurisdiction for the incorporated voluntary ambulance service as an enrolled member of such incorporated voluntary ambulance service for at least five years. The Chairman of the Nassau County Board of Assessors shall determine the procedure for certification;
- B. Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than 20 years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service shall be granted the 10% exemption as authorized by this article for the remainder of his or her life as long as

his or her primary residence is located within the Town of Oyster Bay.

- C. An exemption claimed under this article by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service may be claimed, or continue to be claimed, by the un-remarried spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, provided that: [Added 9-25-2007 by L.L. No. 11-2007⁷⁹]
 - (1) The applicant resides in the Town of Oyster Bay;
 - (2) The property is the primary residence of the applicant;
 - (3) The property is used exclusively for residential purposes. In the event any portion of such property is not used exclusively for the applicant's residence, but are used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided for in this article;
 - (4) The applicant is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service;
 - (5) Such deceased volunteer had been an enrolled member for at least 20 years; and
 - (6) Such deceased volunteer and un-remarried spouse had been receiving the exemption for such property prior to the volunteer's death.
- D. An exemption claimed under this article by an enrolled member of an incorporated volunteer fire company, fire department or voluntary ambulance service, may be claimed, or continue to be claimed, by the un-remarried spouse of a deceased, enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service where such member has been killed in the line of duty; provided, however, that: [Added 9-25-2007 by L.L. No. 11-2007⁸⁰]
 - (1) The applicant resides in the Town of Oyster Bay;
 - (2) The property is the primary residence of the applicant;
 - (3) The property is used exclusively for residential purposes. In the event any portion of the property is not used exclusively for the applicant's residence, but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this article;
 - (4) The applicant is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service as an un-remarried spouse of a deceased enrolled member of such incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who was killed in the line of duty;
 - (5) Such deceased volunteer had been an enrolled member for at least five years; and

79. Editor's Note: This local law also provided for the renumbering of former Subsection C as Subsection E.

80. Editor's Note: This local law also provided for the renumbering of former Subsection C as Subsection E.

- (6) Such deceased volunteer had been receiving the exemption for such property prior to his or her death.
- E. No applicant who is a volunteer fire fighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of this article on the effective date of this article shall suffer any diminution of such benefit because of the provisions of this section.

§ 209-37. Application process.

Application for such exemption shall be filed with the Nassau County Board of Assessors, on or before the taxable status date of Nassau County on a form as prescribed by the State Board.

§ 209-38. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this article or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this article, or in its application to the person, individual, corporation, firm, partnership, entity or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

ARTICLE IX**Exemption for Cold War Military Personnel**

[Added 12-16-2008 by L.L. No. 14-2008; amended in its entirety 3-13-2012 by L.L. No. 2012]

§ 209-39. Exemption provided; statutory authority.

Pursuant to, and in accordance with, § 458-b of the Real Property Tax Law of the State of New York, as amended, the Town of Oyster Bay hereby grants a partial exemption from real property taxation to Cold War military personnel.

§ 209-40. Legislative intent.

Section 458-b of the New York State Real Property Tax Law authorizes local governments to extend a partial real property tax exemption to property owners who rendered military service to the United States during the Cold War. In order to institute such an exemption, the governing board of a municipality must adopt a local law providing such an exemption. It is the intent of this article to enact such partial real property tax exemption to the extent authorized by New York State law.

§ 209-41. Definitions.

As used in this article, the following terms shall have the following meanings as indicated:

ACTIVE DUTY — Full-time duty in the United States Armed Forces, other than active duty for training.

ARMED FORCES — The United States Army, Navy, Marine Corps, Air Force and Coast Guard.

COLD WAR VETERAN — A person, male or female, who served on active duty in the United States Armed Forces during the time period from September 2, 1945, to December 26, 1991, and was discharged or released therefrom under honorable conditions.

LATEST CLASS RATIO — The latest final class ratio established by the New York State Board of Equalization and Assessment, pursuant to Title 1 of Article 12 of the Real Property Tax Law of the State of New York.

LATEST STATE EQUALIZATION RATE — The latest final equalization rate established by the New York State Board of Equalization and Assessment, pursuant to Article 12 of the Real Property Tax Law of the State of New York.

QUALIFIED OWNER — A Cold War veteran, the spouse of a Cold War veteran or the unremarried surviving spouse of a deceased Cold War veteran. Where property is owned by more than one qualified owner, the exemption to which each is entitled may be combined. Where a veteran is also the unremarried surviving spouse of a veteran, such person may also receive any exemption to which the deceased spouse was entitled.

QUALIFIED RESIDENTIAL REAL PROPERTY — Real property owned by a qualified owner which is used exclusively for residential purposes; provided, however, that in the event that any such portion of real property is not used exclusively for residential purposes, but is used for other purposes, such portion shall be subject to taxation, and only the remaining portion used exclusively for residential purposes shall be subject to the exemption provided for by this article. Such real property shall be the primary residence of the Cold War veteran, or unremarried

surviving spouse of a Cold War veteran, unless the Cold War veteran or unremarried surviving spouse of a Cold War veteran is absent from the property due to medical reasons or institutionalization.

SERVICE CONNECTED — With respect to disability or death, a disability incurred or aggravated, or a death resulting from a disability incurred or aggravated, in the line of duty on active military, naval or air service.

§ 209-42. Qualifications; regulations.

- A. Qualified residential real property owned by a Cold War veteran, the spouse of a Cold War veteran or the unremarried surviving spouse of a deceased Cold War veteran shall be exempt from Town taxation, to the extent of 15% of the assessed value of such property; provided, however, that such exemption shall not exceed \$12,000 or the product of \$12,000 multiplied by the latest state equalization rate of the Town of Oyster Bay, whichever is less.
- B. In addition to the exemption provided by the preceding subsection, where the Cold War veteran received a compensation rating from the United States Department of Defense because of a service-connected disability, qualifying residential real property shall be exempt from Town taxation, to the extent of the product of the assessed value of such property multiplied by 50% of the Cold War veteran disability rating; provided, however, that such an exemption shall not exceed \$40,000 multiplied by the latest state equalization rate for the Town of Oyster Bay, whichever is less.
- C. The exemption provided for in Subsection A of this section shall be granted for a period of 10 years. The commencement of such ten-year period shall be governed pursuant to this subsection. Where a qualified owner owns qualified residential real property, on the effective date of this article, such ten-year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring on or after the effective date of this article. Where a qualified owner does not own qualified residential real property on the effective date of this article, such ten-year period shall be measured from the assessment roll prepared pursuant to the first taxable status date occurring at least 60 days after the date of purchase of qualified residential real property; provided, however, that should the Cold War veteran apply for, and be granted, an exemption, the assessment roll prepared pursuant to a taxable status date occurring within 60 days after the date of purchase of residential real property, such ten-year period shall be measured from the first assessment roll in which the exemption occurs. If, before the expiration of such ten-year period, such exempt property is sold and replaced with other residential real property, such exemption may be granted pursuant to the above provisions for the unexpired portion of the ten-year exemption period.

§ 209-43. Application for exemption.

- A. Application for exemption shall be made by the owner, or all of the owners, of the property on a form prescribed by the State Board. The owner or owners shall file the completed form in the Assessor's office on or before the first appropriate taxable status date. The exemption shall continue in full force and effect for all appropriate subsequent tax years, and the owner or owners of the property shall not be required to refile each year. Applicants shall be required to refile on or before the appropriate taxable status date, if the percentage of disability percentage increases or decreases, or may refile if other changes have occurred which affect qualification for an increased or decreased amount of exemption. Any

applicant convicted of willingly making any false statement in the application for such exemption shall be subject to the penalties prescribed in the New York State Penal law.

- B. Notwithstanding any other provision of law to the contrary, applications for the exemption authorized pursuant to this article shall be considered timely filed if they are filed on or before the 15th day of March of the appropriate year.

§ 209-44. Limitations.

- A. Pursuant to § 458-b(2)(c)(i) of the New York State Real Property Tax Law, the exemption from taxation provided by this article shall be applicable to Town taxation but shall not be applicable to taxes levied for school purposes.
- B. Pursuant to § 458-b(2)(c)(ii) of the New York Real Property Tax Law, a Cold War veteran who receives an exemption under § 458 or 458-a of the New York Real Property Tax Law shall not be eligible to receive the exemption provided for in this article.
- C. The provisions of this article shall expire on December 31, 2021, unless renewed by the Town Board. Any exemption granted under this article prior to said expiration date shall continue pursuant to the provisions of this article and applicable New York State law.

§ 209-45. Severability.

If any word, clause, sentence, paragraph, subsection, section or part of this article, or the application thereof to any person, persons, individual, individuals, circumstance or circumstances, shall be judged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the word, clause, sentence, paragraph, subsection, section or part of this article, or in its application to the person, persons, individual, individuals, circumstance or circumstances, directly involved in the controversy in which such order and judgment shall be rendered.

§ 209-46. Effective date.

This provisions of this article shall be applicable as of January 1, 2012.

ARTICLE X
Override of Real Property Tax Levy
[Adopted 11-15-2016 by L.L. No. 5-2016⁸¹]

§ 209-47. Legislative intent.

It is the intent of this article to override the limit on the amount of real property taxes that may be levied by the Town of Oyster Bay, County of Nassau, State of New York pursuant to General Municipal Law § 3-c, and to allow the Town of Oyster Bay to adopt a town budget for town purposes; fire protection districts; and any other special or improvement district governed by the town board for the fiscal year 2017 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

§ 209-48. Statutory authority.

This article is adopted pursuant to Subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of 60% of the Town Board.

§ 209-49. Tax levy limit override.

The Town Board of the Town of Oyster Bay is hereby authorized to adopt a budget for the fiscal year 2017 that requires a real property tax levy in excess of the limit specified in General Municipal Law, § 3-c.

§ 209-50. Severability.

If any clause, sentence, paragraph, subdivision, or part of this article or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this article or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

81. Editor's Note: This local law also superseded former Art. X, Override of Real Property Tax Levy, adopted 11-18-2014 by L.L. No. 5-2016.

Chapter 213**TAX-EXEMPT FOOD AND DRUGS**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 4-16-1985 (Ch. 25 of 1971 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Taxation — See Ch. 209.

§ 213-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

LIST — An official publication of the New York State Department of Taxation and Finance containing the description of taxable and exempt foods or drugs and medicines which is in effect at the time of its posting and shall be updated upon becoming obsolete. Said list shall include the toll free number for the New York State Taxpayer Assistance Bureau. [NOTE: Publications 880 (12/83) and 820 (1/84) describing taxable and tax-exempt foods and drugs and medicines; respectively, may be obtained from the New York State Department of Taxation and Finance by calling the Taxpayers Assistance Bureau or writing New York State Department of Taxation and Finance, Technical Services Bureau, Sales Tax Instructions and Interpretations Unit, State Campus, Albany, New York 12227.]

POSTING — To place in full public view by pinning, tacking, gluing or otherwise adhering to each and every cash register or within close proximity to each and every cash register a list of foods or drugs and medicines, as the case may be, the receipts of which shall be exempt from New York State sales and use taxes. [NOTE: For state law reference, see Tax Law § 1115, Exemptions from sales and use taxes.]

§ 213-2. Posting of list required.

- A. Any retail establishment within the Town of Oyster Bay which sells foods to the public for human consumption or sells drugs and medicines intended for use internally or externally, in the cure, mitigation, treatment or prevention of illness or diseases in human beings, and is responsible for the collection of New York State retail sales tax imposed under Subdivision (a) of § 1105 and the compensating use tax imposed under § 1110 shall be required to post and otherwise make available to the public a list of those foods or drugs and medicines, as the case may be, the receipts of which shall be exempt from the tax on retail sales imposed under Subdivision (a) of § 1105 and the compensating use tax imposed under § 1110 of the New York State Tax Law, as amended.
- B. Said list shall be an official publication of the New York State Department of Taxation and Finance published for the purpose of identifying taxable and exempt foods or drugs and medicines, as the case may be, and it shall be the duty of the retail establishment to obtain, post and keep current said list.

§ 213-3. Enforcement.

It shall be the duty of the Department of Planning and Development of the Town of Oyster Bay to require any retail establishment to post a list of taxable and exempt foods or drugs and medicines, as the case may be, pursuant to this chapter and to enforce the provisions of this chapter against any person found to be violating the same.

§ 213-4. Penalties for offenses.

Any retail establishment violating or failing to comply with any provisions of this chapter shall be fined not less than \$50 nor more than \$250 for each offense; and a separate offense shall be deemed committed on each day during or on which a violation occurs or continues.

Chapter 217**TERMINATION OF PREGNANCY**

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 7-27-1971 by L.L.

No. 5-1971. Amendments noted where applicable.]

§ 217-1. Prohibited acts.

- A. No person shall perform a justifiable abortional act, as defined by the Penal Law of the State of New York, other than at a hospital duly licensed and accredited under the New York State Department of Health and having equipment and facilities acceptable to the State Hospital Review and Planning Council.
- B. No justifiable abortional act, as defined by the Penal Law of the State of New York, shall be allowed, permitted or suffered to be performed at any building by the owner, lessee or occupant of such building, other than at a hospital duly licensed and accredited under the New York State Department of Health and having equipment and facilities acceptable to the State Hospital Review and Planning Council.

§ 217-2. Penalties for offenses.

Any person, firm or corporation convicted of a violation of this chapter shall be punished by a fine not exceeding \$1,000 or by imprisonment for not more than 15 days, or both such fine and imprisonment; and each day such violation exists shall constitute a separate offense.

Chapter 221**TOWING**

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 4-12-1977 (Ch. 22, Art II, of the 1971 Code). Section 221-55 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Licenses and permits — See Ch. 147.

Vehicles for hire — See Ch. 236.

Vehicles and traffic — See Ch. 233.

ARTICLE I General Provisions

§ 221-1. License required.

No owner or operator of a towing vehicle shall operate the same or engage in or solicit towing business in the Town of Oyster Bay unless duly licensed in accordance with the provisions hereunder.

§ 221-2. Findings.

It is hereby declared and found that it is of vital importance to the traveling public that disabled vehicles are removed from the highways as promptly as possible; that any delay in such removal may result in retarding the movement of traffic unnecessarily and may cause street accidents; and that the towing of motor vehicles from public highways and private property within the Town of Oyster Bay is a matter affecting the public interest and, consequently, should be subject to supervision and administrative control for the purpose of safeguarding the public against fraud and imposition of exorbitant towing charges or any similar abuse.

§ 221-3. Definitions.

Unless otherwise expressly provided, for the purpose of this chapter, the following words shall have the meanings herein indicated:

ACCIDENT — Any incident or occurrence in which one or more vehicles come into contact with each other or other object thereby causing personal injury or property damage.

BOOT — The act of placing on a parked motor vehicle a mechanical device that is designed to be attached to the wheel or tire or other part of such vehicle so as to prohibit its movement.**[Added 6-13-2000 by L.L. No. 6-2000]**

DRIVER — Any person driving a tow car within the enforcement jurisdiction of the Town of Oyster Bay for hire.

FOR HIRE — Any incident where a fee, charge or other consideration is directly or indirectly imposed for towing, carrying or removing any vehicle, and shall be inclusive of repairs made on a towed vehicle for a consideration, although no charge is expressly imposed for the towing of such a vehicle.

OPERATE — The control and direction of the use of a vehicle for towing from places within the enforcement jurisdiction of the Town of Oyster Bay, for hire.

OWNER — A person owning, leasing or controlling one or more tow cars and driving, operating or causing any such vehicle to be operated for hire within the enforcement jurisdiction of the Town of Oyster Bay.

PERSON — An individual, partnership, unincorporated association, corporation or other entity.

RESTRICTED LICENSE — That license issued to the owners of towing cars authorizing the holder thereof to engage in all tow car operations except that he may not respond to the scene of an accident or remove a disabled vehicle from the scene of an accident, nor may he solicit any person involved in an accident, at the scene of such accident, for the towing of such vehicle, whether directly or indirectly on his behalf or on behalf of any other person, firm or corporation; nor may he, at the scene of an accident where towing is required, make an estimate of the cost of

repairs or to offer to make such an estimate or to offer to make such repairs, although no charge is imposed for towing. No such solicitation shall be made at the scene of the accident nor from private property in the vicinity of the scene of the accident.

SCENE OF ACCIDENT — Any area of a street or private property where a vehicular accident has occurred or to which a vehicle is removed to prevent obstruction of traffic, and will remain so until the vehicle or vehicles are removed either under its own power or by a properly licensed tow car.

SOLICIT — To entreat, approach, request, peddle, canvass, hawk, advertise or publish either on the towing vehicle or otherwise. [Amended 11-27-1979]

TERMINAL — Any place of business maintaining twenty-four-hour service and located within the Town of Oyster Bay or within an incorporated village located within the area of the Town of Oyster Bay, where licensee maintains a licensed tow car to respond to calls regarding motor vehicles.

TOWING — The moving or removing of a disabled or abandoned motor vehicle by other vehicle for hire.

TOWING CAR or TOW CAR — A vehicle which either is towing or is equipped with a crane, winch or similar device designed to raise, remove, push, pull or carry a motor vehicle or the front or rear end thereof. For the purpose of this chapter, the following shall not be considered "towing cars":

- A. Vehicles of a governmental agency.
- B. Vehicles used exclusively for towing motor vehicles which are owned, leased or operated by the owner or lessee of the towing vehicle or by a person, firm or corporation which is affiliated with the owner or lessee of the towing vehicle, and such vehicles have legibly inscribed on each side, in letters not less than three inches high, the legend "not for public hire."

TOWN — The unincorporated area of the Town of Oyster Bay, including both public highways and private property and excluding the incorporated villages located therein, unless the provisions of § 221-53 are applicable.

UNRESTRICTED LICENSE — That license which is issued to the owners of towing cars authorizing the holder thereof to engage in all tow car operations, including responding to the scene of an accident as hereinafter provided. The Town Clerk shall have authority to limit the number of unrestricted towing car licenses to be issued thereunder to any one licensee in accordance with such reasonable standards as he may establish.

**ARTICLE II
Owner's Licenses**

§ 221-4. License required.

It shall be unlawful for any person to operate any tow car owned or controlled by him or permit the same to be operated within the enforcement jurisdiction of the Town of Oyster Bay, without having first obtained and then having in force, an owner's license therefor as hereinafter provided.

§ 221-5. Term of license.

Every license issued hereunder shall expire on the 30th day of June next succeeding the date of its issuance, unless sooner revoked by the Town Clerk as hereinafter provided.

§ 221-6. Application for license.

Every person who desires to operate a tow car or tow cars owned by him within the Town of Oyster Bay shall file with the Town Clerk a written application upon forms to be furnished by the Town Clerk, verified under oath stating:

- A. The name and address of the applicant, address of the place from which tow cars are proposed to be garaged and dispatched, specifying, in the case of any corporation or unincorporated association, the names and addresses of each officer.
- B. All crimes of which the applicant or any member thereof, if an unincorporated association, or any officer, if a corporation, has been convicted, stating the name and location of the court and the date on which such convictions were had and the penalties imposed therefor.
- C. The experience of the applicant in the towing of vehicles for hire.
- D. Any facts which tend to prove that the public convenience requires the granting of a license to the applicant.
- E. The number of vehicles proposed to be operated by the applicant and a description of each such vehicle, including the make, model, year of manufacture, New York State registration number and motor number thereof.
- F. The age and citizenship of the applicant and each member thereof, if an unincorporated association, and each officer thereof, if a corporation.
- G. The location of any garages, storage areas and terminals proposed to be used by the applicant.
- H. Whether the applicant wishes his name to appear on the Town tow car list, as detailed below.

§ 221-7. Restricted licenses. [Amended 12-11-1990; 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

Applicants for a restricted license or supplementary restricted license will be required to pay a nonrefundable fee in the amount indicated in the Town of Oyster Bay Town Clerk Tow Car Fee Schedule as approved by the Town Board, and will be limited to normal towing and will not be

permitted at scenes of accidents.

§ 221-8. Unrestricted licenses. [Amended 8-31-1982; 7-12-1988; 12-11-1990; 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

Applicants for an unrestricted license or supplementary unrestricted license will be required to pay a nonrefundable fee in the amount indicated in the Town of Oyster Bay Town Clerk Tow Car Fee Schedule as approved by the Town Board, and will be allowed at accident scenes. The unrestricted will qualify as provided:

- A. Licensees operates and maintains a bona fide terminal within the Town of Oyster Bay or an incorporated village within the area of the Town of Oyster Bay, except that persons holding a valid tow car license of the Town of Oyster Bay as of March 31, 1977, may apply for and be issued an unrestricted license, even if the applicant's terminal is not within the Town of Oyster Bay, if otherwise qualified.
- B. Such terminal maintains twenty-four-hour service to respond to emergency calls regarding motor vehicles.
- C. The tow truck or trucks of such licensees are equipped with a lifting boom or similar device in rear of truck, a minimum ton-and-a-half power winch equipped with 100 feet of three-eighths-inch steel cable and equipped to push all types of vehicles, dolly wheels, a fire extinguisher, a crowbar and an emergency flashing light, at least one dozen flares, a heavy duty broom and shovel.
- D. All terminals within the unincorporated area of the Town of Oyster Bay which are used to satisfy the requirements of Subsection A hereof shall be located upon premises which are benefited by a Town Board special exception pursuant to § 246-250A(27) or § 246-272A(6) or § 508(f) of the Building Zone Ordinance,⁸² or said premises shall have been used for such purpose continuously since on or before January 27, 1953, if located in a G Business District or October 15, 1968, if located in an H Light Industrial District. All applicants pursuant to this section shall submit, with their application, a certified copy of the relevant Town Board special exception permit or, in lieu thereof, a true affidavit by the owner of the premises, or a principal or officer of the owner, if the same is not an individual, setting forth that the premises have been used continuously for a tow car terminal since on or before the aforesaid relevant date and any such other information as the Town Clerk shall require.

§ 221-9. Additional requirements.

- A. The applicant shall submit to having two individual photographs of the applicant taken under the supervision of the office of the Town Clerk.
- B. The applicant shall submit to fingerprinting by the Nassau County Police Department on forms to be provided by the Town Clerk and shall pay, by money order drawn to the order of the New York State Division of Criminal Justice Services, a fee in the amount as established by the New York State Division of Criminal Justice Services for such service.
[Amended 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

82. Editor's Note: These references refer to former Ch. 246. Zoning, which was repealed 3-27-2001 by L.L. No. 1-2001. See Ch. 246, Zoning for current provisions.

C. The photographing and fingerprinting requirements may be specifically waived by the Town Clerk upon such facts as in his discretion warrant such waiver.

§ 221-10. Investigation of applicant.

Upon receipt of an application, the Town Clerk may forward the same to the New York State Division of Criminal Justice Services for such investigation of the applicant as is deemed necessary or advisable for the protection of the public good and welfare.

§ 221-11. Issuance of license; denial, revocation or suspension. [Amended 8-9-1988]

A. If the Town Clerk shall find the tow car service in the town, and particularly in the area in which the applicant proposes to operate, is required by the public convenience, safety and necessity and, from the statements contained in the application for a tow car owner's license, that the applicant is a fit person and capable of properly conducting such tow car businesses and to conform to the provisions of this chapter, then the Town Clerk, upon the certification of each tow car proposed to be operated by the applicant pursuant to § 221-6 hereof, and the furnishing by the applicant of proof of insurance, as hereinafter provided, shall issue a license stating the name and address of the applicant, and the date of the issuance thereof, the number of vehicles the applicant is authorized to operate, and at the same time the Town Clerk shall issue for each vehicle licensed hereunder a license bearing the words "licensed tow car," and assigned number, and the year of issuance; otherwise, such application shall be denied.

B. The Town Clerk shall not issue any license under this chapter or, having issued such license, may revoke or suspend the same after written notice and a hearing for any of the following causes:

- (1) Fraud, misrepresentation or false statement contained in the application for license.
- (2) Any violation of this chapter.
- (3) Conviction of any crime or misdemeanor involving:
 - (a) A felony involving the use of a vehicle by the application within the last three years, except as otherwise specifically hereinafter provided.
 - (b) A crime involving the manufacture, knowing transportation, possession, sale or habitual use of amphetamines, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (c) Operating a vehicle while under the influence of alcohol, an amphetamine, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (d) Leaving the scene of an accident.
 - (e) A crime against or involving children.

C. Before making any findings as to whether public convenience, necessity and safety justify the issuance of a tow car owner's license, or the licensing of additional tow cars under § 221-14 hereof, the Town Clerk shall cause to be published in a newspaper of general circulation in the Town of Oyster Bay a notice stating that application of a vehicle or

vehicles as tow cars, the number of vehicles for which such application has been made and containing a statement that written arguments as to whether public convenience, safety and necessity require the licensing of such vehicles must be filed with the Town Clerk on or before the date fixed therein, which date must be not less than eight days after the date of such publication. Any arguments so filed must be considered by the Town Clerk in making her/his findings as to public convenience, safety and necessity.

§ 221-12. Criteria for determination.

In making the findings required by § 221-11 hereof, the Town Clerk shall take into consideration the number of tow cars already in operation in the town, particularly in the area in which the applicant proposes to locate his garages, storage areas and terminals, whether existing tow car service is adequate to meet the public need, the probable effect of additional tow cars on local traffic conditions and the character, experience and responsibility of the applicant and the adequacy of the service which the applicant proposes to give.

§ 221-13. Additional information.

The Town Clerk may, in his discretion, before the issuance of a license under § 221-11 requires the applicant and any others having knowledge of the facts to submit to an examination under oath and to produce evidence relating thereto or hold a hearing upon such application as hereinafter provided.

§ 221-14. Adding vehicles.

- A. Every owner licensed under § 221-11 who desires to add to the number of tow cars he is duly licensed to operate shall file a written application under oath with the Town Clerk stating:
 - (1) The name and address of the applicant.
 - (2) The applicant-owner's license number.
 - (3) Any facts which the applicant believes tend to prove that the public convenience and necessity require such addition.
 - (4) A description of each such additional tow car, including the make, model and year of manufacture.
- B. If the Town Clerk shall find that public necessity warrants the addition of the tow car(s), then he shall issue a supplementary owner's license stating the name and address of the applicant, the number of the owner's-operator's license and the number of additional vehicles the owner is authorized to operate and the date of the issuance thereof, and, at the same time, a license for each additional tow car in the form as provided in § 221-11 hereof; otherwise such application shall be denied.

§ 221-15. Adding or changing place of service.

- A. Every owner licensed under this chapter who desires to add additional places of tow car service or who desires to transfer a place of tow car service shall file with the Town Clerk a written application under oath stating:

- (1) The name and address of the applicant.
 - (2) The applicant-owner's license number.
 - (3) Any facts which the applicant believes tend to prove that the public convenience and necessity require such additional places of tow car service or transfer of place of tow car service.
 - (4) The address of the additional place of tow car service or transfer of place of tow car service.
- B. If the Town Clerk shall find that the additional places or transfer of tow car service is in the public interest, then he shall issue written authorization setting forth the additional places of transfer, as the case may be, and the date thereof; otherwise such application shall be denied.

§ 221-16. Renewal of license.

Any license issued under this article may be renewed annually for additional periods of one year each from the date of expiration upon the filing of an application containing all the information required by the provisions of this chapter for original applications, with the exception of any allegation as to public necessity.

§ 221-17. Inspection of vehicles.

No license shall be issued or renewed under this article which shall permit the use of any vehicle as a tow car unless and until it has been inspected and certified by the Town Clerk or his representative as conforming to the requirements of §§ 221-29 and 221-30 hereof.

§ 221-18. Insurance required.

Before the issuance to him of a license under this section, each applicant shall file with the Town Clerk evidence that he is insured against public liability in the limits of \$100,000 for personal injury to each person, \$300,000 for personal injury for each accident and \$50,000 for property damage, which insurance shall be maintained in force during the period covered by the license.

§ 221-19. Nontransferability of license.

The owner's license issued hereunder shall not be transferable.

ARTICLE III
Driver's Licenses

§ 221-20. License required.

It shall be unlawful for any person to operate a tow car for hire within the Town of Oyster Bay as a driver or in connection therewith, unless such driver shall have first obtained a license from the Town Clerk, as hereinafter provided.

§ 221-21. Term of license.

Every driver's license issued under this section shall be effective as of the date of the granting thereof and shall expire on the 30th day of June next succeeding, unless sooner revoked by the Town Clerk as hereinafter provided.

§ 221-22. Application for license.

- A. Every person making an application for a driver's license shall file a written, verified application, upon forms to be furnished by the Town Clerk setting forth the following information:
 - (1) The name, address and age of the applicant.
 - (2) A full description of the applicant, including his height, weight, color of eyes and hair, any scars or marks and the nature of any physical infirmity from which he may suffer.
 - (3) Recommendation by two residents of Nassau County who have known the applicant for a period of three years or more and who will vouch for the applicant's sobriety, honesty and general good character.
 - (4) Whether or not he is a citizen of the United States.
 - (5) The names and addresses of the applicant's employers during the last two years prior to his application.
 - (6) All crimes of which the applicant has ever been convicted, stating the date and place of each such conviction and the name and location of the court in which and the date on which each such conviction was had and the penalty imposed therefor.
 - (7) The number, class and date of issuance of the applicant's New York State operator's license as required by the Vehicle and Traffic Law.
- B. Every applicant for a driver's license shall, at the time of submitting his application, also:
 - (1) Submit to having two individual photographs of the applicant taken under the supervision of the Town Clerk.
 - (2) Exhibit his current New York State operator's license for inspection.
- C. The applicant shall submit to fingerprinting by the Nassau County Police Department on forms to be provided by the Town Clerk and shall pay, by money order drawn to the order of the New York State Division of Criminal Justice Services, a fee in the amount established by the New York State Division of Criminal Justice Services for such service.
[Amended 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

D. The photographing and fingerprinting requirements may be specifically waived by the Town Clerk upon such facts as in his discretion warrant such waiver.

§ 221-23. Investigation of application.

Upon receipt of an application, the Town Clerk may forward the same to the New York State Division of Criminal Justice Services for such investigation of the applicant as is deemed necessary or advisable for the protection of the public good and welfare.

§ 221-24. Issuance of license; denial, revocation or suspension. [Amended 10-25-1988]

- A. Upon the completion of the investigation provided for in this article, the Town Clerk shall issue a tow car driver's license to the applicant if he shall find that the applicant holds a New York State operator's license and is a qualified person to drive a tow car considering his experience, criminal and driving records and character; otherwise, such application shall be denied.
- B. The Town Clerk shall not issue any license under this chapter or, having issued such license, may revoke or suspend the same after written notice and a hearing for any of the following causes:
 - (1) Fraud, misrepresentation or false statement contained in the application for license.
 - (2) Any violation of this chapter.
 - (3) Conviction of any crime or misdemeanor involving:
 - (a) A felony involving the use of a vehicle by the applicant within the last three years, except as otherwise specifically hereinafter provided.
 - (b) A crime involving the manufacture, knowing transportation, possession, sale or habitual use of amphetamines, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (c) Operating a vehicle while under the influence of alcohol, an amphetamine, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (d) Leaving the scene of an accident.
 - (e) A crime against or involving children.

§ 221-25. Fees. [Amended 11-27-1979; 12-11-1990; 6-27-2006 by L.L. No. 7-2006]

The fees for filing applications pursuant to this article shall be paid to the Town Clerk at the time the application is filed and shall be in the amount indicated in the Town of Oyster Bay Town Clerk Tow Car Fee Schedule as approved by the Town Board.

§ 221-26. Nontransferability of license.

The license issued hereunder shall not be transferable.

ARTICLE IV
Vehicle Licenses

§ 221-27. Fees. [Amended 11-27-1979; 12-11-1990; 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

- A. Fees for the issuance of licenses or supplementary licenses shall be in the amount indicated in the Town of Oyster Bay Town Clerk Tow Car Fee Schedule as approved by the Town Board.
- B. Owners from out of Town.
 - (1) Any tow car owner, provided that his principal place of business is not in the Town of Oyster Bay, who has obtained valid tow car licenses as set forth herein from a municipality within the County of Nassau granting the same privileges and pursuant to the same restrictions as set forth in § 221.53 herein to tow car owners licensed by the Town of Oyster Bay shall be exempt from the fee provisions set forth herein and shall pay the filing fees for reciprocal licenses, which shall be paid to the Town Clerk at the time the application is filed and shall be in the amount indicated in the Town of Oyster Bay Town Clerk Tow Car Fee Schedule as approved by the Town Board.
 - (2) Upon payment of the above fee and issuance of said unrestricted reciprocal license, a tow car owner is entitled to be placed on the towing list of the Town of Oyster Bay.
 - (3) The fee payable under this section shall be a filing fee and not refunded if a license is not issued.

§ 221-28. Records.

The Town Clerk shall keep a record of the name and address of each person to whom a tow car owner's license has been issued under this chapter, showing the date and number of such license and all renewals, suspensions and revocations thereof, and a record of each tow car licensed hereunder stating the make, model, year of manufacture, New York State registration number and motor number thereof, and the name and address of the person owning said tow car and a record of each driver's license issued hereunder showing the name and address of such driver, his New York State operator's license number, his driver's license issued hereunder and the date of issuance of such driver's license.

§ 221-29. Condition of vehicle.

Every vehicle operated within the Town as a tow car shall be kept mechanically fit, of good appearance and in a good, safe condition for towing.

§ 221-30. Inspections.

The Town Clerk shall establish reasonable rules and regulations for the inspection of tow cars operated upon the streets of the Town.

ARTICLE V
Suspension or Revocation of Licenses by Town Board

§ 221-31. Causes.

- A. Any license issued hereunder may be suspended or revoked for a period to be determined by the Town Clerk if the holder thereof shall violate any provision of this chapter or any rule or regulation adopted hereunder or any local law or ordinance of the Town or be convicted of the violation of the Vehicle and Traffic Law of the State of New York, except parking violations, any ordinance or regulation of the State of New York or any municipality of the State of New York or of any crime or be guilty of making a false statement or misrepresentation in his application. A license hereunder shall not be suspended or revoked by the Town Clerk without a hearing having been held thereupon not less than 20 days after written notice thereof shall have been given to the licensee, either in person or by registered mail.
- B. The Town Clerk, upon receiving information giving him reasonable cause to believe that the holder of any license issued hereunder has violated any provision of this chapter or has been convicted of any violation referred to in this section or is guilty of having made a false statement or misrepresentation in his application, may temporarily suspend forthwith such license until such time as a hearing is held by the Town Clerk as provided hereinabove and the Town Clerk shall have rendered his determination thereon.
- C. Violation of the following prohibition shall be a ground upon which the Town Clerk may suspend any towing license pursuant to final disposition in the manner set forth above. No person shall give or offer to give any payment, fee, reward or other thing of value, directly or indirectly, for obtaining information of a disabled vehicle and it shall be unlawful to have printed any card or other notice offering to give a payment, fee, reward or other thing of value for such information.

§ 221-32. Appeals.

Any applicant who shall have been denied a license under this chapter by the Town Clerk or who shall have been issued a license by the Town Clerk for less tow cars than the number for which application was made, may, in addition to whatever other legal recourse available, apply to the Town Board for a review of the action by the Town Clerk as hereinafter provided:

- A. The application to review the Town Clerk's determination shall be in writing, signed and verified by the applicant and shall state his reasons for claiming that the Town Clerk's determination was erroneous.
- B. The application for such review must be filed with the Town Clerk within 20 days of receipt by the applicant either by mail or in person of the denial by the Town Clerk.
- C. Upon the filing of such application to review, the Town Board shall hold a hearing thereon, within 30 days from the filing of the application referred to above, pursuant to the provisions hereinafter set forth.
- D. At such hearing the Town Board shall consider the application before the Town Clerk, in relation to his determination, and in its discretion, may receive new or additional evidence in support of or in opposition to the determination under review.

§ 221-33. Decisions of Board.

The Town Board, after such hearing, may grant, refuse or revoke such license. The decision of the Board shall be subject to review by certiorari.

§ 221-34. Hearings.

- A. Whenever it shall be provided herein that a hearing may be held by the Town Board, such hearing shall be held on a date and at a place and hour designated by the Town Board, but in no event shall this date exceed 30 days from the date of filing of the application referred to in § 221-32.
- B. The Town Clerk shall give notice thereof, stating the name and address of the applicant or license holder concerned, the subject matter of the hearing and the date, place and hour designated therefor, by mailing a copy thereof to the applicant or license holder concerned at the address shown upon the most recent application of such applicant or licensee at least 10 days before such hearing.
- C. Upon any hearings, the applicant or license holder involved shall be entitled to be represented by legal counsel and to present such competent material testimony or other evidence in his own behalf as may be relevant to the subject matter of the hearing.
- D. All witnesses shall be sworn and examined under oath.

ARTICLE VI
Regulations

§ 221-35. Vehicle identification.

Each tow car operated hereunder shall have inscribed on the outside of each front door the trade name and terminal address of the owner in letters not less than two inches in height, either painted or otherwise securely affixed. The medallion shall be affixed to the left front door or in a conspicuous place adjacent to the front door.

§ 221-36. Display of rates.

A tow car owner shall be legibly inscribed on each side of the tow car, in letters and numerals not less than 1 1/2 inches in height, the lawful towing rates, except that the Town Clerk may waive this provision upon the determination that this provision is in conflict with requirements of other state or municipal authorities.

§ 221-37. Charges. [Amended 5-4-1982; 2-27-1990; 6-13-2000 by L.L. No. 6-2000; 6-27-2006 by L.L. No. 7-2006]

- A. Towing charges. Effective July 1, 2020, the charges for towing shall be based upon the distance the motor vehicle is to be towed and the equipment used and neither estimated nor based upon the availability of tow cars. Towing charges shall be at the rate of not more than \$125 for the first mile or part thereof when towing with regular equipment and not more than \$5 for each additional mile or part thereof. Towing charges shall be at the rate of not more than \$125 for the first mile or part thereof when towing with flatbed trucks, wheel lift or dolly wheels and not more than \$5 for each additional mile or part thereof.
- B. Storage charges. Effective July 1, 2020, outside storage charges shall be at the rate of not more than \$35 for each 24 hours or part thereof. Inside storage rates may be determined by written agreement between the parties. All vehicles must be stored on the premises of the licensee, whether indoors or outdoors, and shall not be permitted on any public highway.
- C. Labor charges. Effective July 1, 2020, it shall be lawful and proper to charge the following additional labor charges:
 - (1) A charge not exceeding \$50 per 1/2 hour or part thereof when the use of special skills is required to right an overturned vehicle or remove it from an off-the-road location.
 - (2) For cleanup at an accident scene: \$45 per incident. All tow trucks must be equipped with, and use as needed, a bag/container of oil-absorbent material. A charge of \$15 per ten-pound bag shall be allowed for the use of such material.
- D. The maximum towing and storage charges set forth in this section shall not apply to:
 - (1) Motor trucks exceeding one-and-one-half-tons' capacity; or
 - (2) The towing of motor vehicles pursuant to a contract executed prior to the need for towing, provided that such motor vehicles are either owned or leased by the contracting party.
- E. Fuel surcharges. A fuel surcharge may be implemented at the discretion of the Town Clerk.

§ 221-38. Estimates and repairs.

No fee shall be charged either directly or indirectly for making an estimate for repairs of any motor vehicle involved in an accident or otherwise disabled, without the prior written consent of the owner of the disabled vehicle. The agreement form for repairs required hereunder shall conform to the applicable New York State standards as provided in the Vehicle and Traffic Law and Insurance Law.

§ 221-39. Towing authorization.

Except as provided in § 221-40, no motor vehicle shall be towed without an authorization, on a form prescribed by the Town Clerk, signed by the owner of the vehicle or other person in charge thereof. Such authorization shall be for the towing, labor and storage of the vehicle only and shall show the rates to be charged for towing, labor and storing said vehicle. Such signed authorization shall be retained for a period of six months and shall be exhibited upon demand to an official of the Town or any member of the Nassau County Police Department or other police department.⁸³ The towing authorization required hereunder must be in substantially the following form.⁸³

§ 221-40. Towing from private property. [Amended 6-13-2000 by L.L. No. 6-2000]

No motor vehicle which is parked on private property, without authorization of the property owner, shall be towed therefrom unless the following conditions are met:

- A. Notwithstanding any other provision of this chapter, where a licensed tow car operator removes a vehicle because it is parked on private property in a manner inconsistent with posted instructions, and such removal is pursuant to a contract between the owner of the private property and the licensed tow car operator for the removal of any such improperly parked vehicles, such tow car operator may collect the following charges from the vehicle owner or other person in control of such vehicle, payable before the vehicle is released, except that no charge may be collected for removal or storage of a vehicle pursuant to this section by a person who is not licensed to engage in towing pursuant to this chapter:
[Amended 6-27-2006 by L.L. No. 7-2006]
 - (1) Up to but not more than \$95 for removal and the first three days of storage.
 - (2) Up to but not more than \$15 per day storage thereafter.
 - (3) Up to but not more than \$35 for the combined use of towing equipment (including, but not limited to, doilies, go-jacks, flatbeds/ramps, and/or wheel lifts).
- B. No owner or operator of parking facilities in private property shall tow or cause to be towed from such private property any motor vehicle unless such owner or operator shall conspicuously post and maintain upon such private property a sign stating the name and telephone number of the tow operator, the hours of operation for vehicle redemption, towing and storage fees of the tow operator and the hours vehicles are prohibited from parking and subject to tow. Any signs required to be installed pursuant to this subsection must comply with the applicable sections pertaining to signs as stated in the Building Zone Ordinance of the Town of Oyster Bay.⁸⁴

83. Editor's Note: The authorization form is included at the end of this chapter.

84. Editor's Note: See Ch. 246, Zoning.

- C. The property owner or his authorized agent shall file with the local precinct of the Nassau County Police Department having jurisdiction a copy of a written agreement authorizing one or more tow car owners to tow unauthorized parked motor vehicles located on the property owner's premises.
- D. No vehicle shall be removed by a tow car operator from private property without express written authorization by the owner of the private property or his or her agent as designated in the contract between the owner of the private property and the tow car operator.
- E. A vehicle may not be removed if it is occupied by a person.
- F. Notwithstanding any other provision of law, a vehicle which is removed shall be taken directly to a facility for storage maintained by the person licensed to engage in towing pursuant to this chapter who has removed such vehicle and which is no more than eight miles from the point of removal. If no such facility is available, the closest available facility for storage within the Town maintained by a person so licensed shall be utilized. Such facility for storage must be a secure place for safekeeping vehicles.
- G. Any person who removes a vehicle pursuant to this section shall, within one hour of the vehicle's arrival at a facility for storage, notify in writing and via facsimile the local police precinct having jurisdiction over the area from which the vehicle was removed as to the storage site, the time the vehicle was removed, the location from which the vehicle was removed, the name of the person who authorized the removal and the fact that the removal was pursuant to a contract with the owner of the private property and shall obtain the name of the person at such police precinct to whom such information was reported and note such name on a trip record, together with the time and date that the vehicle was removed.
[Amended 6-27-2006 by L.L. No. 7-2006]
- H. If the registered owner or other person in control of a vehicle arrives at the scene prior to the removal of the vehicle and such vehicle is connected to any apparatus for removal, the vehicle shall be disconnected from such apparatus and such registered owner or other person in control of such vehicle shall be allowed to remove the vehicle from the premises without interference upon payment of a reasonable service fee of not more than 1/2 of the charge allowed for removal as provided in Subsection A of this section, for which a receipt shall be given. Each tow car operator shall carry a legible copy of this section with this paragraph highlighted and shall show it to a vehicle owner or other person in control of the vehicle who arrives at the scene prior to the removal of a vehicle.
- I. No release or waiver of any kind which would release the person or company removing the vehicle from liability for damages may be required from any such owner or other person as a condition of release of the vehicle to such person. A detailed, signed receipt showing the legal name of the person or company removing the vehicle must be given to the person paying the removal and storage charges at the time of payment.
- J. When an owner of private property, his or her agent as designated in the contract with the tow car operator or a tow car operator contracting with such owner causes a vehicle to be removed in violation of this section, there shall be no charge to the owner or other person in charge of the vehicle to be removed for the cost of removal and storage.
- K. No person may, under authority of this section, cause the removal of any ambulance, police vehicle, civil defense emergency vehicle, emergency ambulance service vehicle, environmental emergency response vehicle, sanitation patrol vehicle, hazardous materials

emergency vehicles or ordinance disposal vehicle of the armed forces of the United States.

- L. It shall be unlawful for any person to immobilize any motor vehicle parked in the unincorporated areas of the Town of Oyster Bay by any means, including but not limited to what is commonly referred to as "booting." No property owner or tenant shall authorize any person to so immobilize any motor vehicle.
- M. A fuel surcharge may be implemented at the discretion of the Town Clerk. [Added 6-27-2006 by L.L. No. 7-2006]

§ 221-41. Billing.

- A. The owner of a tow car shall have prepared a pad of prenumbered bills containing a printed billhead showing the name and address of his place of business. The operator of a tow car shall prepare a bill on his billhead form, in duplicate, the original of which shall be furnished to the owner of the motor vehicle or his authorized representative. This bill must be printed in a form approved by the Town Clerk and shall contain the following information:
 - (1) The full name and address of the person engaging tow car.
 - (2) The state registration number of the motor vehicle.
 - (3) The total amount to be charged for towing, labor and storage rate per 24 hours or part thereof.
 - (4) The full name and address of operator of tow car.
 - (5) The state registration number of tow car.
 - (6) The tow car license number.
- B. The duplicate of the bill shall be retained by tow car owner for a period of six months. These bills shall be exhibited upon demand of any official of the town or any member of the Nassau County Police Department. Upon payment of the bill given to the owner of the motor vehicle or his authorized representative, the licensee shall acknowledge receipt of payment of such bill.

§ 221-42. Duties of drivers.

A licensed tow car driver shall:

- A. Have his identification card in good condition in his possession at all times while engaged in the occupation as a tow car driver, and a tow car driver, while so engaged, shall also be in possession of his operator's license.
- B. Not permit any other person to use his identification card.
- C. Not be engaged on an unlicensed tow car or on a tow car the license for which has been suspended or revoked.
- D. Promptly report the loss of his identification card to the Town Clerk.
- E. Report change of address to the Town Clerk within 48 hours.

- F. Have with him at all times, while engaged in his occupation as a tow car driver, properly authorized forms for towing and repair, such forms to be printed and maintained by tow car owners.

§ 221-43. Conduct at accidents.

Each tow car driver at the scene of an accident shall:

- A. Exhibit his identification card to the owner of the disabled vehicle or any member of the Nassau County Police Department or a designated representative of the Town Clerk's office.
- B. Not remove any vehicle from the scene of an accident until proper authorization has been signed by the owner of the disabled vehicle or person in charge thereof.
- C. Not remove any vehicle involved in an accident in which a person has been injured until released by a duly authorized member of the Police Department having jurisdiction at scene of said accident.

§ 221-44. Obedience to other laws.

Every tow car driver shall obey all traffic laws, ordinances, local laws, rules and regulations while operating a tow car and, upon his conviction for any violation of any such ordinance, shall report the same within three days to the Town Clerk advising him of the nature of the offense charged and the name and the location of the court. The reporting requirement set forth herein shall not apply to parking violations.

§ 221-45. Soliciting prohibited.

It shall be unlawful for any person to drive along any street or bridge in the Town of Oyster Bay and actively solicit towing work. Solicitation of towing work by the operator or other occupant of a tow car while parked or standing on any street or bridge is also prohibited. A tow car operator shall not stop, stand or park at the scene of an accident involving one or more vehicles without having been requested or notified to do so by the owner of the disabled vehicle or his authorized representative or the police. Responding to a call merely upon notification from gas station attendants, taxicab drivers or other unauthorized persons shall be considered in violation of this provision.

§ 221-46. Distribution of tow car list.

- A. A police officer present at the scene of an accident will present a list of authorized tow car operators to the owner or driver of any disabled motor vehicle, provided that such person is physically able and capable of making such choice of services and said owner or driver shall have the right to require the services of any available licensed tow car and it shall be unlawful for any owner or driver of any licensed tow car to refuse to render such services if such owner or driver of such disabled motor vehicle is able and willing to pay the fee prescribed as set forth herein; provided, however, that it is physically possible for such tow car to tow such disabled motor vehicle and that such tow car is not already going to or returning from a job.
- B. Any tow car operator responding under this chapter shall be authorized in accordance with the provisions herein and must render services with his own tow car, own equipment and

own personnel. In the event that a tow car operator cannot respond as aforesaid, another tow car operator, selected by the owner of disabled vehicle, shall be summoned from an appropriate listing thereon. [Added 11-27-1979]

§ 221-47. Answering communications.

Licensed tow car owners and drivers, when required, will answer all communications received from the Town Clerk.

§ 221-48. Surrender of license.

It shall be unlawful for any owner or driver to refuse to surrender a license or licenses to the Town Clerk upon demand, after such license or licenses have been suspended, revoked or expired.

§ 221-49. Overcharging.

It shall be unlawful for any person to demand or receive any payment in excess of the maximum charges permitted by this chapter.

§ 221-50. Agreements for repairs and estimates.

- A. It shall be unlawful for any tow car owners, driver or any other person to make repairs or to charge a fee directly or indirectly for making an estimate for repairs on any motor vehicle involved in an accident or otherwise disabled, without entering into a signed agreement with the owner or other person in charge of said disabled motor vehicle fixing the cost, and such agreement shall conform to New York State standards as prescribed in § 221-38.
- B. It shall be unlawful for any owner, driver or any other person to enter into an agreement for the repair or for the estimate for repairs, where the owner or person in charge of the motor vehicle involved in an accident is to be hospitalized because of such accident, until the expiration of at least 24 hours from the time of such accident, unless the injured person has, before the expiration of said time, been discharged from the hospital.

§ 221-51. Record book.

Every unrestricted licensed tow car owner shall maintain for one year a bound record book of all calls for towing service at the scene of an accident available for inspection by the police or office of the Town Clerk. Entries in this book shall be made in ink, at the time the call is received and shall specify:

- A. The name of person making the call.
- B. The time of the call.
- C. The time of arrival at scene of accident.
- D. The disposition.

§ 221-52. Sale of tow cars.

Every owner, upon the sale or other disposition of a licensed tow car, shall, within 24 hours,

notify the Town Clerk of such sale or other disposition and surrender the license or licenses and medallion.

ARTICLE VII
Administration and Enforcement

§ 221-53. Reciprocity with county.

- A. If any other municipality in the County of Nassau shall adopt an ordinance or local law permitting holders or owners of driver's licenses issued hereunder to operate tow cars upon the public highways thereof without further license or fee and file a certified copy of such ordinance or local law with the Town Clerk of the Town of Oyster Bay, any holder of a license to operate tow cars issued by such municipality may operate tow cars within the Town of Oyster Bay, provided that in all instances all standards of this chapter are complied with and a reciprocal license from the Town of Oyster Bay is obtained.
- B. In the Town of Oyster Bay, the Board of Trustees of an incorporated village may, by resolution and agreement, provide that applications for licenses shall no longer be made to the Village Clerk but to the Clerk of the Town of Oyster Bay, and if such resolution be approved by the Town Board, such resolution and agreement shall become effective from and after the beginning of the next following licensing period not less than six months after a certified copy of such a resolution of the Village Board and of the resolution of approval of the Town Board shall have been transmitted to the Town Clerk. When effective, tow cars licensed by the Town of Oyster Bay shall be permitted to operate on village highways and private property as provided herein.

§ 221-54. Powers of Town Clerk.

The Town Clerk shall have the power to prescribe reasonable rules and regulations for the proper and efficient administration and enforcement of this chapter.

§ 221-55. Penalties of offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

Any offense against any provisions of this chapter shall be a violation of this chapter which shall be punishable by a fine of not more than \$250 or imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment.

§ 221-55.1. Adjudication by the Bureau of Administrative Adjudication. [Added 3-7-2023 by L.L. No. 4-2023]

Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorised herein for the first and second violations of same. Any conduct deemed to be a misdemeanor, pursuant to § 221-55, shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

Chapter 223**TRANSPORTATION MANAGEMENT**

**[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 5-7-1991.
Amendments noted where applicable.]**

GENERAL REFERENCES

Speed limits — See Ch. 203.

Vehicle and traffic — See Ch. 233.

§ 223-1. Declaration of policy; purpose and intent.

- A. The Town Board of the Town of Oyster Bay hereby declares that it is the policy of the town to maximize the service of the transportation network by mitigating traffic congestion on the public highway system, minimize any related adverse impacts and increase the capacity of passengers on the public highway system itself. Reductions in vehicle trips, both absolutely and within peak-hour periods, are beneficial in terms of reducing traffic congestion, vehicular emissions, energy consumption and noise levels. The improved traffic levels of service, air quality and ambient noise levels contribute to making the community an attractive and convenient place to live, visit and do business.
- B. The intent of this chapter is to establish a process by which the community can better recognize the transportation issues it faces and exchange information and views between and among the public and private sectors. The collection and analysis of transportation related data will provide the town the opportunity to offer assistance to the private sector in achieving compliance with provisions of legislation, including the Federal Clean Air Act, as amended, which mandate traffic mitigation measures. In providing this information, the town may maximize the use of analytic techniques and computer tools to provide optimal solutions for maximizing personal and product mobility.
- C. Since the purpose of this chapter is to provide a transportation management system, energy conservation and maintenance of noise and air-quality levels within established standards, it is determined that this chapter is in the best interests of the public's health, safety and general welfare, both within the town and the region.

§ 223-2. Definitions.

For the purpose of this chapter, the following terms, phrases and words shall have the meanings ascribed herein:

EMPLOYEE — Any person hired by any employer for a permanent position regularly scheduled for 30 or more hours of employment weekly.

EMPLOYER — Any entity which employs people, including but not limited to businesses, corporations, government entities and private institutions, and has a permanent place of business in the town.

EMPLOYMENT CENTER — Any industrial park or office park in the town, as determined by the Town Board, which is served by a common circulation and access system, where buildings

in the aggregate are equal to or more than 1,000,000 square feet of floor area, and which can be identified by one of the following characteristics:

- A. It is known, or to be known, by a common name given to the project by its developer.
- B. It is governed, or to be governed, by a common set of covenants, conditions and restrictions.
- C. It was approved, or is to be approved, as a single entity.
- D. It is covered by a single conceptual, preliminary or final site plan.

MAJOR EMPLOYER SITE — Any workplace in the town not located within an employment center or office complex where a single employer customarily employs 100 or more employees.

OFFICE COMPLEX — Any office building or buildings in the town as determined by the Town Board not located within an employment center which encompasses 250,000 square feet or more of office area.

PEAK-HOUR PERIODS — The morning and evening time periods during which maximum traffic generally occurs on local roads. For purposes of this chapter, the peak-hour periods are deemed 7:30 a.m. through 9:30 a.m. and 4:30 p.m. through 6:30 p.m., prevailing time.

TOWN — Shall be deemed the Town of Oyster Bay.

TOWN BOARD — Shall be deemed the Town Board of the Town of Oyster Bay.

TOWN TRANSPORTATION COMMISSION (TTC) — An appointed body which shall serve, without compensation, at the pleasure of the Town Board for transportation issues as set forth herein.

TRAFFIC GENERATOR — Any employment center, office complex or major employer site located in the town.

TRANSPORTATION COORDINATOR — A representative designated to serve as the employer, traffic generator or Transportation Management Association liaison to the town.

TRANSPORTATION MANAGEMENT ASSOCIATION (TMA) — An entity established by a traffic generator or other voluntary organization for the purpose of facilitating private sector involvement in transportation issues in cooperation with the Town Transportation Commission.

VOLUNTARY ORGANIZATION — Any entity, other than a traffic generator, that may be established for the purpose of furthering the intent and purpose of this chapter.

WORKPLACE — The place of employment, base of operation, or predominant work location of an employee.

§ 223-3. Applicability.

- A. General. All existing and proposed traffic generators and employers with work places located therein which meet the criteria established herein shall be subject to the requirements of this chapter.
- B. Existing traffic generators. All existing entities which meet the criteria established herein shall comply with the requirements of this chapter, with the exception of § 223-8.
- C. Proposed traffic generators. All proposed developments and conversions of use of existing

structures which would meet criteria established herein at the adoption of this chapter shall comply with all provisions of § 223-7 or any rule, regulation or specification promulgated thereunder prior to the issuance of a certificate of occupancy.

- D. Voluntary organizations. All voluntary organizations may comply with the requirements of this chapter and shall not be subject to the provisions of §§ 223-9 and 223-10.

§ 223-4. Town Transportation Commission (TTC).

- A. Establishment. In accordance with the purpose and intent of this chapter, the Town Board shall appoint a Town Transportation Commission (TTC).

- B. Composition. The TTC shall consist of the following:

- (1) One representative from the Intergovernmental Affairs Department.
- (2) One representative from the Planning and Development Department.
- (3) One representative from the Public Works Department.
- (4) One representative from the Environmental Resources Department.
- (5) One representative from the Nassau County Planning Commission.

- C. Responsibility. The duty and responsibility of the TTC shall include, but not be limited to, the following:

- (1) Collecting, analyzing and modeling existing traffic condition data on roadways located wholly or partially within the town.
- (2) Analyzing annual transportation management reports and other relative survey results.
- (3) Coordinating with other town departments, employers, traffic generators, TMA's and other governmental agencies appropriate transportation-related functions.
- (4) Investigating, studying and making recommendations to the Town Board concerning transportation management policies.
- (5) Investigating, studying and making recommendations upon any special matter or question coming within the scope of its work when requested by the Town Board.
- (6) Verifying compliance with this chapter.

§ 223-5. Transportation Management Associations (TMA).

- A. Establishment. A traffic generator or other voluntary organization may establish a Transportation Management Association (TMA).
- B. Structure. Each traffic generator or voluntary organization shall determine the organization and structure of its TMA.
- C. Transportation Coordinator. The TMA shall designate a Transportation Coordinator to act as a liaison to the town and shall notify the TTC of said designee. All notices and information regarding surveys, reports and traffic reduction plans required pursuant to this

chapter shall be directed to the Transportation Coordinator. Notices communicated to the Transportation Coordinator shall be deemed effective as to the TMA when received, in writing, by the Coordinator.

- D. Purpose. It shall be the duty and responsibility of the TMA to coordinate transportation management initiatives of employers with work sites located within the traffic generator or other determined area and serve in conjunction with the TTC as a forum for public/private sector consultation on a variety of subjects involving transportation issues.

§ 223-6. Duties of existing traffic generators.

- A. Transportation Coordinator. All employers with a work site located within a traffic generator where said employer customarily employs 25 or more employees shall designate a transportation coordinator to act as a liaison to the town and shall notify the TTC of said designee. All notices and information regarding surveys, reports and traffic reduction plans required pursuant to this chapter shall be directed to the Transportation Coordinator. Notices communicated to the Transportation Coordinator shall be deemed effective as to the employer when received, in writing, by the coordinator.
- B. Annual transportation management reports. All employers with a work site located within a traffic generator where said employer customarily employs 25 or more employees shall submit an annual transportation management report. The report shall be certified for accuracy as to scope and content to the TTC no later than June 1 and shall include, but not be limited to, the following:
- (1) The employer's name and the address of the workplace.
 - (2) The name of the Transportation Coordinator, title and telephone number.
 - (3) The number of employees assigned to the workplace as of May 1.
 - (4) The starting and ending times of each work shift; the number of employees in each shift; and the residence postal zip codes of said employees.
 - (5) A description of any traffic mitigation measures the employer may have undertaken.
 - (6) A description of any transportation issues which may warrant attention.
- C. Traffic mitigation. All employers are encouraged to consider the use of traffic mitigation measures, including but not limited to the following:
- (1) Carpooling.
 - (2) Vanpooling.
 - (3) Jitney service.
 - (4) Shuttle service.
 - (5) Employer transit subsidies.
 - (6) Mass transit.
 - (7) Nonvehicular work trips.

- (8) Staggered work hours.
- (9) Flexible work hours.
- (10) Park-and-ride facilities.
- (11) Preferred parking for multiple occupant vehicles.
- (12) Formation of a Transportation Management Association.

§ 223-7. Duties of proposed traffic generators.

- A. Plan for compliance. All proposed traffic generators shall outline a program to comply with the duties and obligations of existing traffic generators, as provided herein, prior to the issuance of a certificate of occupancy.
- B. Traffic management plan. All proposed traffic generators shall submit a traffic management plan that will describe traffic mitigation measures which minimize or avoid potential adverse impacts on local roadways to the maximum extent practicable prior to the issuance of a certificate of occupancy.

§ 223-8. Waiver for exceptional difficulties.

If, by reason of the nature of business of a particular employer, or the location, nature or circumstances affecting a particular traffic generator, measures required to achieve the traffic management goals specified herein would entail exceptional practical difficulties to an employer or the municipality, the TTC may grant, upon submission of a traffic reduction plan and accompanying application for relief hereunder, a waiver from the traffic management goals required herein. Said waiver shall not be effective unless and until the Town Board grants approval to a recommendation as submitted by the TTC. In granting such a waiver, the TTC shall require a traffic reduction plan which furthers the intent and purpose of this chapter to the extent practicable, given the circumstances.

§ 223-9. Enforcement.

It shall be the duty of the Commissioner of Intergovernmental Affairs, in consultation with the Town Attorney, to enforce the provisions of this chapter and all rules, regulations and designations made pursuant thereto.

§ 223-10. Penalties for offenses.

- A. Annual transportation management reports. Failure to comply with provisions of § 223-6A or any rule, regulation or specification promulgated thereunder shall be deemed guilty of an offense against this chapter. After 30 days' notice to remedy said infraction, violators shall be subject to a fine of not less than \$500. Each such violation shall constitute a separate offense and shall be punishable as such thereafter.
- B. Miscellaneous. Failure to comply with any other provisions of this chapter or any rule, regulation or specification promulgated thereunder shall be deemed guilty of an offense against this chapter. After 30 days' notice to remedy said infraction, violators shall be subject to a fine of not less than \$250. Each such violation shall constitute a separate offense and shall be punishable as such thereafter.

§ 223-11. Severability.

If any clause, sentence, subdivision, paragraph, section or part of this chapter is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to be the clause, sentence, subdivision, paragraph, section or part thereof directly involved in the case in which said judgment shall have been rendered.

§ 223-12. Effective date.

This chapter shall take effect January 1 on the year following adoption. Within 30 days following adoption, the Town Clerk will provide notice to all traffic generators of the provisions herein and the effective date.

Chapter 225**TREES**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 11-27-1973 (Ch. 8, Art. IV, of the 1971 Code, amended in its entirety 9-25-2007 by L.L. No. 12-2007. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Parks Department — See Ch. 4, Art X.

License and permits — See Ch. 147.

Environmental quality review — See Ch. 110.

Parks and recreation — See Ch. 168.

§ 225-1. Legislative intent.

The Town Board of the Town of Oyster Bay hereby finds and declares that the preservation of trees is necessary to protect the health, safety and general welfare of the Town of Oyster Bay and of its residents because trees provide shade, impede soil erosion, aid in water absorption and retention, inhibit excess runoff and flooding, enhance air quality by absorbing carbon dioxide and releasing oxygen, mitigate noise, provide a natural habitat for wildlife, provide screening, conserve energy, enhance property values and add to the aesthetic quality and character of the entire community. It is, therefore, the purpose of this chapter to protect existing healthy trees and to encourage the planting of new trees in appropriate locations on all private and public properties throughout the Town.

§ 225-2. Definitions.

For the purposes of this chapter, the following terms, phrases and words shall have the meanings indicated:

APPLICANT — The property owner, or his/her duly authorized agent, requesting a tree removal permit from the Town pursuant to this chapter.

APPROVAL AUTHORITY — The Town of Oyster Bay Department of Parks except, in the case of applications for site plan and/or special permit approval, the authority responsible for the

approval of such applications shall be the approval authority.

DBH (DIAMETER AT BREAST HEIGHT) — The diameter or caliper of a tree measured at a point 4 1/2 feet above ground level at the base of the uphill side of the tree.

DRIPLINE — An imaginary, roughly circular line extending from the maximum spread of the limbs of a tree to the ground.

TREE — A living, woody plant with an erect perennial trunk and a definitely formed crown of foliage and a DBH of eight or more inches.

TREE PRESERVATION PLAN — A plan indicating the location, species, size, dripline and condition of all trees on a property which are eight or more inches DBH and detailing the methods and practices to be used to provide protection for all such trees to be preserved.

TREE REMOVAL — Any act which will cause a tree to be removed or to die within a one-year period.

TREE REMOVAL PERMIT — A permit granted pursuant to the requirements of this chapter which allows the removal of one or more trees.

§ 225-3. Regulated activities; permit required.

Except as specifically permitted elsewhere in this chapter, it shall be unlawful to remove a tree, as defined herein, unless a tree removal permit is granted pursuant to the requirements of this chapter.

§ 225-4. Activities permitted by right.

The following tree related activities are permitted by right:

- A. Removal of any dead, diseased or severely damaged tree, if determined to be in such condition by the Commissioner of the Department of Parks or his/her duly authorized representative.
- B. Removal of any tree under an actual or ongoing emergency condition when such tree removal is necessary for the protection and preservation of life or property.
- C. Permitted forest management activities on properties covered under § 480-a of the Real Property Tax Law.
- D. The removal of trees as required in connection with duly authorized activities of the Town of Oyster Bay or any department thereof.

§ 225-5. Permit application process; approval authority.

- A. Any person proposing to remove a tree(s) on any property in the Town of Oyster Bay shall file an application for a tree removal permit with the approval authority, as herein provided. An application for a tree removal permit shall not in and of itself be subject to the conduct of a public hearing nor shall notification of adjoining or other property owners be required. The approval authority shall make its determination based on an inspection of the subject property and the information submitted as a part of the application. The application shall include the following information, unless waived by the approval authority, and such other additional information and/or certification as the approval authority determines to be necessary or appropriate:

- (1) The name, address and telephone number of the property owner and, if different, the applicant.
 - (2) The street address and Tax Map designation of the subject property.
 - (3) If the owner is not the applicant, a statement of authority from the owner to make said application.
 - (4) A description of the proposed tree removal and its purpose.
 - (5) A plan for the area to be disturbed indicating the specific tree(s) proposed to be removed, the location of any existing and proposed improvements on the property, a tree preservation plan for all trees which are to be preserved, and any additional information that the approval authority may deem necessary or appropriate for the proper evaluation of the application. All plans for the protection of trees shall include the protection of potentially impacted off-site trees.
 - (6) A plan of mitigation measures, including replanting, designed to reduce the potential impacts of tree removal, such as flooding, erosion, sedimentation, loss of buffer screening and/or disturbance of wildlife habit.
 - (7) For all applications requiring Parks Department approval, an application fee in the amount of \$5 per inch of cumulative DBH for all trees proposed to be removed, but not more than \$75 per individual tree and not less than a total of \$50 per application. In the case of an application involving the removal of three or fewer trees, the application fee may be waived or reduced, at the discretion of the Commissioner of the Parks Department, where it is determined that adequate mitigation, in terms of tree replacement, is provided.
 - (8) Signature of the applicant attesting to the accuracy of all information submitted as a part of the application.
- B. Applications for permits shall be submitted not less than 10 workdays prior to the proposed tree removal date.
- C. All information related to the permit application shall be maintained on file in the office of the Town of Oyster Bay Department of Parks.

§ 225-6. Determination by approval authority.

- A. In making a determination whether to grant, deny or grant with conditions a tree removal permit, the approval authority shall consider the following factors:
- (1) Whether the proposed tree removal is consistent with the purpose and intent of this chapter.
 - (2) Whether the tree or tree(s) to be removed are of a species listed on the New York State Rare Plant List as endangered or threatened trees.
 - (3) The need for the proposed tree removal.
 - (4) The availability of reasonable and practical alternatives to the proposed tree removal.
 - (5) The condition of the tree or trees proposed to be removed.

- (6) The location of the tree(s) proposed to be removed and their dripline(s) with respect to existing and proposed site improvements.
 - (7) The potential impact of the tree removal upon drainage patterns, erosion potential, growth of adjacent vegetation, buffer screening and access to light and air.
 - (8) The applicant's proposed mitigation measures, including the planting of new trees or other vegetation, erosion and sedimentation controls, drainage improvements, etc.
- B. Any permit issued pursuant to this chapter shall contain all such conditions as may be determined appropriate by the approval authority to ensure both initial and continued compliance with the intent and requirements of this chapter.
- C. The approval authority may require the planting of the same or an alternate species of trees, which are comparable in type and size to the trees to be removed, as a condition for the issuance of a permit for tree removal. The location for planting the replacement trees shall be as approved by the approval authority.
- D. The following is a list of acceptable and recommended shade tree species for street tree and parking lot planting in the Town of Oyster Bay:

Acer campestre (hedge maple)

*Acer rubrum** (red maple) var. Autumn Flame; Franksred; October Glory

*Fraxinus americana** (white ash) var. Autumn Purple

*Fraxinus pennsylvanica** (green ash) var. Marshall Seedless; Summit

Gleditsia triacanthos (thornless honey locust) var. Shademaster

*Nyssa sylvatica** (black tupelo)

Quercus acutissima (sawtooth oak)

*Quercus alba** (white oak)

*Quercus bicolor** (swamp white oak)

*Quercus coccinea** (scarlet oak)

*Quercus phellos** (willow oak)

*Quercus rubra** (borealis) (northern red oak)

Tilia cordata (little leaf linden) var. Grenspire

Tilia tomentosa (silver linden) var. Green Mountain

Zelkova serrata (japanese zelkova) var. Village Green; Green Vase

* Indicates a species native to Long Island.

- E. In addition to the shade trees listed in Subsection D above, the following is a list of acceptable and recommended trees for planting on public and private properties:

*Acer saccharum** (sugar maple) var. Green Mountain, Bonfire Legacy

*Betula papyrifera** (paper birch)

*Betula nigra** (river birch)
*Betula lenta**(sweet birch)
*Betula populifolia** (gray birch)
*Carpinus caroliniana** (American hornbeam)
*Carya cordiformis** (bitternut)
*Carya glabra** (pignut)
*Carya ovata** (shagbark hickory)
*Carya ovalis** (sweet pignut)
*Carya tomentosa** (mockernut)
*Castanea dentata** (American chestnut)
*Celtis occidentalis** (hackberry)
*Fagus grandifolia** (American beech)
*Fraxinus nigra** (black ash)
*Juglans cinerea** (butternut)
*Juglans nigra** (black walnut)
*Liquidambar styraciflua** (sweetgum) var. Cherokee
*Liriodendron tulipifera** (tulip tree)
*Platanus occidentalis** (American sycamore)
*Quercus Montana** (chestnut oak)
*Quercus stellata** (post oak)
*Quercus palustris** (pin oak)
*Quercus velutina** (black oak)
*Salix nigra** (black willow)
*Tilia americana** (American linden)
*Ulmus fulva** (slippery elm)

Evergreen Trees

*Chamaecyparis thyoides** (white cedar)
*Ilex opaca** (American holly)
*Juniperus virginiana** (red cedar)
*Pinus echinata** (short leaf pine)
*Pinus strobus** (white pine)
*Pinus virginiana** (Virginia pine)
*Pinus rigida** (pitch pine)
Tsuga Canadensis (hemlock)

Flowering Trees

Amelanchier Canadensis* (service berry, shadblow)
Cornus florida* (flowering dogwood)
Crataegus crusgalli* (hawthorn)
Diospyros virginiana* (persimmon)
Magnolia virginiana* (sweetbay magnolia)
Viburnum lentago* (nannyberry)

* Indicates a species native to Long Island.

- F. The approval authority may further condition the issuance of a tree removal permit upon the posting of a bond or other security acceptable to the approval authority, in an amount and with surety and conditions sufficient to secure compliance with the conditions and limitations as set forth in the permit.
- G. The Commissioner of the Department of Parks, or his/her designee, may suspend or revoke a tree removal permit by issuing a stop-work order if he or she finds that the applicant has not complied with one or more of the conditions of the issuance of such permit or has exceeded the authority granted in the permit or has failed to undertake the project in the manner as set forth in the approved application. Similarly, a stop-work order may be issued if no tree removal permit has been issued and a tree or trees are about to be, or are in the process of being removed.
- H. Permits shall be valid for a period of six months unless a different period is specifically stipulated in the permit issued by the approval authority. Permits may be renewed by the approval authority upon the applicant's submission of a renewal request and a fee in the amount of \$150 at least 20 workdays before the expiration of the permit. Standards for the issuance of a renewal permit shall be the same as those for the issuance of the original permit.
- I. No permit granted pursuant to this chapter shall remove an applicant's obligation to comply in all respects with all other applicable provisions of any federal, state or local law or regulation, including, but not limited to, the securing of any other required permit or approval.
- J. A copy of any tree removal permit which is granted shall be immediately and prominently displayed along the street frontage of the subject property until all approved work is completed and approved by the Department of Parks.

§ 225-7. Public utilities.

Any person doing business as a public utility subject to the jurisdiction of the New York State Public Service Commission and any duly constituted public agency authorized to provide utility service is hereby granted a continuing permit to trim, remove or perform such other acts with respect to trees growing adjacent to the public streets of the Town, or which grow upon private property to the extent that they encroach upon such public streets, as may be necessary to comply with the safety regulations of said Commission and as may be necessary to maintain the safe operation of its business.

§ 225-8. Trees in streets and other public places.

No tree shall be removed from any public street or property owned or under the control of the Town of Oyster Bay without the prior written consent of the Town Superintendent of Highways. Such consent shall only be granted if the tree constitutes a hazard to property or persons using the adjoining streets, if its roots are causing damage to the curb, gutters or sidewalks or if it unduly interferes with the operation of public utilities and/or related infrastructure.

§ 225-9. Appeals; Tree Management Commission.

- A. Any determination made by the approval authority may be appealed to the Tree Management Commission. Said Commission shall consist of five individuals, as follows:
 - (1) The Town Supervisor or his/her designee.
 - (2) The Commissioner of the Department of Environmental Resources or his/her designee.
 - (3) The Commissioner of the Department of Parks or his/her designee.
 - (4) The Commissioner of the Department of Planning and Development or his/her designee.
 - (5) The Commissioner of the Department of Public Works or his/her designee.
- B. Such appeal shall be taken within 30 days of the filing of the determination of the approval authority. Any appeal from the determination of the Tree Management Commission shall be made by commencement of an action pursuant to the provisions of Article 78 of the Civil Practice Law and Rules within 30 days of the filing of the Commission's determination.

§ 225-10. Inspections.

Any site for which a tree removal permit application has been submitted shall be subject to inspection by representatives of the Town of Oyster Bay Department of Parks at any reasonable time, including weekends and holidays. The applicant, by reason of making application for such permit, shall be deemed to have granted its consent for such inspection.

§ 225-11. Action upon completion of work.

- A. Within 30 days after completion of all tree removal activities authorized under a permit issued in accordance with this chapter, the applicant shall notify the approval authority of such completion.
- B. Within 30 days of such notification of completion, the approval authority, or its duly authorized representative, shall inspect the tree removal site for compliance with all conditions of the permit.
- C. When all tree removal activities authorized under a permit have been deemed to be completed in an acceptable fashion, the approval authority, or its duly authorized representative, shall issue a certificate of completion, which shall be accompanied by the cancellation or return of any bond or any other security collected in connection with said permit.

D. If the tree removal activities are found to be unacceptable, the approval authority shall so notify the applicant. Such notification of noncompliance shall include a list of all conditions which are in violation of the terms of the permit and shall specify a time limit for the correction of all such violations.

§ 225-12. Penalties for offenses.

Any person who shall violate any of the provisions of this chapter, or any rule, regulation or specification promulgated thereunder, shall be deemed guilty of an offense and, upon conviction thereof, shall be fined not less than \$350 but not more than \$1,000 or imprisoned for not more than 15 days, or by both such fine or imprisonment. Each tree removed or substantially damaged shall be considered a separate offense and shall be punishable as such hereunder. As an alternative to the payment of the above-stated monetary fines, or in combination therewith, the person who has committed the offense may be required to replace any tree(s) unlawfully removed or substantially damaged with new trees, of a type, size and location as determined appropriate by the Commissioner of the Department of Parks, or his/her duly authorized designee, up to a maximum size equal to the total DBH of all trees unlawfully removed or damaged.

Chapter 229

TRESPASSING

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 18, Art. II, of the 1971 Code. Amendments noted where applicable.]

§ 229-1. Prohibited acts.

- A. It shall be unlawful in the town, outside of any incorporated village, for any person other than the owner to intrude, trespass or go upon any public or private property, including any bulkhead, jetty or rock wall, which property or properties have been posted as provided in this chapter, without the written consent of the owner of the private property or a public official having charge of any public property; it shall also be unlawful to pick any flowers, shrubs or trees upon any public or private property or mar or deface any public or private building.
- B. Whether or not property shall have been posted, as provided in this chapter, no person shall enter or go upon any land owned by the town for the purpose of occupying the property or erecting any structure thereon or for removing from such lands any soil, topsoil, sand or gravel, nor shall any person occupy town lands or erect any structure thereon or remove therefrom any soil, topsoil, sand or gravel without having first obtained the consent of the Town Board and without complying in all respects with the conditions, if any, upon which such consent shall be granted, but nothing contained in this section shall be deemed to prevent any resident of the town from using any town park or waters for ordinary bathing, boating, fishing or other public recreational purposes.

§ 229-2. Written consent required.

The failure of any person to exhibit a written consent required by this chapter to any peace officer or any town official or employee shall be presumptive evidence that the person has no consent or permission to be upon the property.

§ 229-3. No trespassing signs.

Notices or signboards required by this chapter to be posted shall state "No Trespassing" and shall be not less than 14 inches high by 24 inches wide and have letters not less than four inches high. On any plot or parcel of land having less than 200 feet street frontage, the posting of one such sign shall be sufficient compliance with this chapter; on all other plots or parcels, notices shall be so placed that when in position each notice or signboard shall not be separated for a distance between signs greater than 200 feet.

§ 229-4. Penalties for offenses. [Added 10-4-1994]

Any person committing an offense against this chapter or any provision or section thereof shall be guilty of a violation punishable by a fine not to exceed \$250 or imprisonment not to exceed five days for each such offense, or by both such fine and imprisonment for a first conviction, and, upon conviction of a second or subsequent offense within five years of a conviction of a previous offense herein, shall be guilty of a violation punishable by a fine of not less than \$250 or imprisonment not to exceed 15 days, or by both such fine and imprisonment.

Chapter 231**UNMANNED AIRCRAFT**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 9-12-2017 by L.L.

No. 7-2017. Amendments noted where applicable.]

§ 231-1. Legislative intent.

- A. The Town Board of the Town of Oyster Bay has determined that there has been a proliferation of the use of unmanned aircraft systems (commonly known as "drones" and "model aircraft") (UAS) in and around the Town of Oyster Bay. The Town Board also finds that the flying of these drones presents a noisy and potentially dangerous condition to the public and wildlife that may be present at Town facilities and that drone use at Town facilities is inconsistent with the establishment and maintaining of a safe and pleasing public environment. The Town Board further finds that it is in the public interest to regulate the private and commercial use of such UAS in the vicinity of Town of Oyster Bay facilities.
- B. The Town Board recognizes that the Federal Aviation Administration has authority to regulate the use of UAS by public entities as well as UAS used for commercial purposes and that no person shall operate a UAS for commercial purposes without the express permission of the FAA.

§ 231-2. Scope; applicability.

- A. Scope. No UAS may be taken off/launched from or landed at any Town facility, as defined herein, by any private, commercial, or business person or entity without approval of such use from the Town of Oyster Bay, as evidenced by a permit issued by the Town Clerk.
- B. Applicability.
 - (1) The provisions of this chapter do not, and are not intended to, limit, replace, or circumvent any state or federal law, code, or regulation but, rather, are intended to

supplement such legislation.

- (2) Should any provision of this chapter be in conflict with any applicable state or local law, ordinance, code, or regulation, the more restrictive provision or requirement shall prevail.

§ 231-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

TOWN FACILITY — Any park, beach, cemetery, property, building or repair facility, under the ownership or control of the Town of Oyster Bay, or any of the Town departments.

UNMANNED AIRCRAFT SYSTEM — Any mechanical device weighing not less than two pounds which is airborne or may be caused to be airborne, including model airplanes and drones as well as any other similar mechanical device that is controlled by radio transmitter.

§ 231-4. Enforcement.

All employees of the Department of Public Safety who are now or hereafter charged with the responsibility to perform inspection and/or enforcement duties with regard to the laws, codes, ordinances, rules and regulations within the general jurisdiction of their respective department, as well as police officers having jurisdiction, are hereby further empowered to enforce the provisions of this chapter and to issue appearance tickets returnable in the District Court of Nassau County for violations thereof.

§ 231-5. Penalties for offenses.

- A. First offense: fine of \$500 plus the cost of permit.
- B. Second offense within one year of first offense: fine of \$1,000 plus the cost of permit.
- C. Third offense within 18 months of first offense: fine of \$1,500 plus the cost of permit.

§ 231-6. Permits.

- A. Anyone seeking issuance of a special exception permit to operate a UAS, not otherwise permitted by another governmental authority, shall file an application with the Town Clerk on forms provided by the Town Clerk.
- B. Permit period. For the period beginning on October 1 and concluding on April 31, a seasonal use permit shall be available to applicants satisfying the permitting requirements of this chapter. For the period beginning on May 1 and concluding on September 31, a nonseasonal use permit shall be available to applicants satisfying the permitting requirements of this chapter when the applicant intends to use a UAS at a Town facility between the hours of 9:00 a.m. and 7:00 p.m.
- C. Form of permit application.
 - (1) The application for a permit shall set forth the following information:
 - (a) The name, address and telephone number of the person seeking to conduct such activity.

- (b) If the activity is proposed to be conducted for, on behalf of or by an organization, the name, principal address and telephone number of the organization.
 - [1] The name, address and telephone number of the person or officers of the organization authorized to be responsible for the activity.
 - (c) The date when the activity is to be conducted.
 - (d) Description of any photographic, video and/or audio recording capabilities of the UAS as well as any attachments to the UAS.
 - (e) The UAS operator's AMA membership number, if any, or, where applicable, the UAS's FAA registration number.
- (2) For purposes of a nonseasonal use application, and in addition to the information required by Subsection C(1) of this section, the applicant shall set forth in the permit application:
- (a) The number of persons who will be involved conducting the activity(ies).
 - (b) The area over which the activity(ies) is (are) proposed to be conducted as well as the starting point and the termination point.
 - (c) The times when the activity(ies) is (are) proposed to commence and terminate.
 - (d) The altitude(s) of the proposed UAS flight.
- D. Waiver of time limitation: The Town Clerk, where good cause is shown therefor, shall have the authority to consider any application hereunder which is filed less than 15 days prior to the proposed activity date.

§ 231-7. Insurance requirement.

- A. As part of the application for a permit to operate a UAS under the terms of this chapter, the applicant must provide proof of liability insurance, naming the Town of Oyster Bay as a named insured, in the following minimum limits:
 - (1) General liability: \$1,000,000.
 - (2) Bodily injury: \$500,000 individual.
 - (3) Bodily injury: \$1,000,000 single accident.
 - (4) Property damage: \$500,000.
- B. For purposes of this section, proof of membership in the Academy of Model Aeronautics ("AMA") shall be deemed to be satisfactory proof of insurance for noncommercial UAS operations.

§ 231-8. Standards for issuance.

The Town Clerk shall issue a permit as provided for hereunder when, from a consideration of the application and from such other information as may otherwise be obtained, he or she finds that:

- A. The proposed activity will be orderly in character and not tend to disturb the public peace.
- B. The conduct of the activity will not interrupt the providing of normal emergency services in the area.
- C. The conduct of the activity will not interrupt the safe and orderly movement of traffic.

§ 231-9. Alternative permit.

The Town Clerk, in denying an application for a special exception permit, shall be empowered to authorize the conduct of the activity on a date, at a time different from that designated by the applicant. An applicant desiring to accept an alternate permit shall, within three days after notice of the action by the Town Clerk, file a written notice of acceptance with the Town Clerk. An alternate permit shall conform to the requirements of a permit under this chapter.

§ 231-10. Notice to Town and other officials.

- A. Immediately upon the issuance of a permit, the Town Clerk shall send a copy thereof to the following:
 - (1) The Supervisor.
 - (2) The Councilmembers.
 - (3) The Commissioner of Parks.
 - (4) The Commissioner of the Department of Public Safety.

§ 231-11. Form of permit.

- A. Each permit shall contain the following information:
 - (1) The name and address of the person granted the permit.
 - (2) The name of the manufacturer, model number, and serial number of the UAS to be flown.
 - (3) Description of any photographic, video and/or audio recording capabilities of the UAS as well as any attachments to the UAS.
 - (4) The date the activity is to be conducted.
 - (5) The assembly area, the starting point and the termination point of the activity.
 - (6) The starting time and the approximate time the activity is to terminate.
 - (7) The area in and over which the UAS will be operated.
 - (8) The UAS operator's AMA membership number, if any, or, where applicable, the UAS's FAA registration number.

§ 231-12. Duties of permittee.

- A. A permittee hereunder shall comply with all permit terms and conditions and with all applicable laws and ordinances, including, without limitation, regulations and rules

promulgated by the AMA in the case of hobbyist UAS operation or 14 CFR Part 107 in the case of commercial UAS operation.

- B. The person granted the permit shall have the permit in his/her immediate possession at all times during the conduct of the activity and shall display the same upon demand of any person authorized to enforce this chapter.

§ 231-13. Conduct of permittee.

A permittee shall operate the authorized UAS in a manner consistent with the permit issued by the Town of Oyster Bay.

§ 231-14. Exceptions.

The above prohibition shall not apply to the use of drones for active law enforcement purposes, or where the same is authorized by license or permit under the laws and regulations of the United States of America, the State of New York, or under the regulations of the Town of Oyster Bay, or as a function of any Town Department, or for which permission has been previously granted by the appropriate governing body, board, agency or commission having authority to grant such permissions.

Chapter 233

VEHICLES AND TRAFFIC

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 4-20-2021 by L.L. No. 4-2021. Amendments noted where applicable.]

**ARTICLE I
In General****§ 233-1. Pavement markings: state standards adopted; markings prescribed; observance required; "motorist" defined; penalty for violation of section.**

- (a) The system of pavement markings duly adopted for state highways by the New York State Department of Transportation is hereby adopted for all streets, roads and highways in the unincorporated area of the Town of Oyster Bay ("Town"), and such markings shall have the same meaning, force and effect as provided for such markings upon state highways.
- (b) In furtherance of Subsection (a), and not in limitation thereof, the following pavement markings are hereby adopted:
 - (1) Single broken line. A motorist shall keep to the right of a single broken line, except when overtaking and passing another vehicle or obstruction, under conditions rendering it dangerous to cross such a line.
 - (2) Single solid line. A motorist shall not cross a single solid line except under an unusual circumstance, and only when no approaching car is in sight.
 - (3) Double line.
 - a. Double solid line. No motorist shall cross a double solid line.
 - b. Double line, consisting of a solid line and a broken line. No motorist shall cross a double line consisting of a solid line and a broken line if the solid line is on the driver's side, and if the broken line is on the driver's side, the motorist may cross the double line if safe to do so.

The provisions of this subsection shall not be deemed to prevent a motorist from entering a driveway, service station, or other place of business or, in the case of an obstruction in the highway, from proceeding with reasonable caution to cross a double line.

- (c) The term "motorist" as used in this section includes the operator of every contrivance used, or capable of being used, as a means of transportation.
- (d) Any offense against any of the provisions of this article shall be punishable pursuant to § 233-2 of this chapter.

§ 233-2. Penalty for violation of chapter.

Except as otherwise expressly provided, each violation of any provision of this chapter shall be deemed a traffic infraction punishable by a fine not exceeding \$500 or imprisonment not exceeding 15 days, or both.

§ 233-3. through § 233-12. (Reserved)

ARTICLE II
Operation Of Vehicles

DIVISION 1
(Reserved)

§ 233-13. through § 233-22. (Reserved)

DIVISION 2
Stop, Yield and Through Streets

§ 233-23. Observance of stop signs and flashing signals required.

Except when directed to proceed by a police officer, each driver of a vehicle approaching a stop sign or flashing red signal located at a stop intersection established in this division, shall stop at a clearly marked stop line, but if none, then shall stop before entering the crosswalk on the near side of the intersection, or in the event there is no crosswalk, at the point nearest the intersecting roadway where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection. [NYS Vehicle and Traffic Law § 1172(a)]

§ 233-24. Observance of "yield" signs required.

The driver of a vehicle approaching a yield sign, if required for safety to stop, shall stop at a clearly marked stop line, but if there is no clearly marked stop line, then shall stop before entering the crosswalk on the near side of the intersection, or in the event there is no crosswalk, at the point nearest the intersecting roadway where the driver has a view of the approaching traffic on the intersecting roadway before entering the intersection. [NYS Vehicle and Traffic Law § 1172(b)]

§ 233-25. Stop intersections established and enumerated.

The following intersections are hereby designated as stop intersections, and stop signs shall be erected at appropriate places facing traffic on the stop street. All traffic on a stop street approaching a through street from either direction, unless otherwise designated, shall come to a full stop before entering the through street.

Section 233-25, Stop Intersections	
BAYVILLE	
[Added 9-14-2021 by L.L. No. 13-2021]	
Through Street	Stop Street
Alan Drive [Added 7-12-2022 by L.L. No. 7-2022]	West Harbor Drive, east and westbound
Entrance to West Harbor Road Memorial Park	West Harbor Drive, east and westbound
Hilary Drive	West Harbor Drive, east and westbound

Section 233-25, Stop Intersections	
BETHPAGE	
Through Street	Stop Street
North Second Street	Maple Avenue, east and westbound
North Second Street	Thomas Avenue, east and westbound
North Third Street	Sycamore Avenue, east and westbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
South Third Street	Grant Avenue, east and westbound
South Third Street	Sherman Avenue, east and westbound
North Fourth Street	Maple Avenue, east and westbound
North Fourth Street	Meade Avenue, east and westbound
North Fourth Street	Thomas Avenue, east and westbound
South Fourth Street	Railroad Avenue, east and westbound
North Fifth Street	Sycamore Avenue, east and westbound
South Fifth Street	Grant Avenue, east and westbound
North Sixth Street	Thomas Avenue, east and westbound
Seventh Street	Meade Avenue, east and westbound
Seventh Street/South Seventh Street	Sherman Avenue, east and westbound
Seventh Street	Sycamore Avenue, east and westbound
South Seventh Street	Railroad Avenue, northwest and southeastbound
Eighth Street	Maple Avenue, east and westbound
Eighth Street	Thomas Avenue, east and westbound
Ninth Street	Meade Avenue, east and westbound
Ninth Street	Sycamore Avenue, east and westbound
Tenth Street	Thomas Avenue, east and westbound
Eleventh Street	Maple Avenue, westbound
Eleventh Street	Meade Avenue, east and westbound
Adams Avenue	Floral Avenue, eastbound
Alice Court	Barbara Street, east and westbound
Alice Court	Caroline Street, east and westbound
Alice Court	Ellen Street, east and westbound
Allan Gate	Audley Circle, northbound
Allan Gate	Cranberry Lane, southbound
Allan Gate	Farmer's Avenue, northbound
Apollo Circle	Grumman Road East, east and westbound
Appleby Lane	Bradford Lane, westbound
Appleby Lane	Soma Avenue, eastbound
Arthur Avenue	Broadway, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Arthur Avenue	Leroy Avenue, southbound
Avoca Avenue	Cole Place, southbound
Avoca Avenue	Herbert Place, southbound
Baldwin Place	Park Avenue, northbound
Berkshire Road	Essex Road, north and southbound
Berkshire Road	Northhampton Gate, eastbound
Bethpage Library	Powell Avenue, east and westbound
Bethpage Road	Plainview Road, eastbound
Beverly Road	Broadway, north and southbound
Beverly Road	Center Court, north and southbound
Bloomingdale Road	Albert Road, eastbound
Bloomingdale Road	Michigan Drive, eastbound
Bloomingdale Road	Scooter Lane, eastbound
Boundary Avenue	Mohawk Drive, northbound
Boundary Avenue	Morris Road, southbound
Bradford Lane	Appleby Lane, northbound
Bradford Lane	Leslie Street, southbound
Bradford Lane	Romscho Street, southbound
Brenner Avenue	South Pershing Avenue, north and southbound
Brenner Avenue	Pershing Avenue, southbound
Brenner Avenue	Willow Street, southbound
Briggs Road	Grohmans Lane, southbound
Brittany Drive, North	Normandy Drive, southbound
Brixton Road	Park Drive, eastbound
Broadway	Arthur Avenue, eastbound
Broadway	Baldwin Place, eastbound
Broadway	Burkhardt Avenue, eastbound
Broadway	Emma Street, east and westbound
Broadway	Linden Street, eastbound
Broadway	Plainview Road, northbound
Broadway	Sherwood Drive, eastbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Broadway	Sophia Street, westbound
Broadway	Sycamore Avenue, eastbound
Broadway	Washington Street, eastbound
Broadway	William Street, east and westbound
Broadway	Wilson Lane, east and westbound
Buckingham Gate	Berkshire Road, northwest and southeastbound
Buckingham Gate	Stewart Avenue Marginal Road, northwestbound
Budd Court	Plainedge Drive, east and westbound
Burkhardt Avenue	South First Street, north and southbound
Burkhardt Avenue	South Second Street, north and southbound
Burkhardt Avenue	South Third Street, southbound
Caffrey Avenue	Flamingo Lane, eastbound
Caffrey Avenue	Silber Avenue, northbound
Caffrey Avenue	York Avenue, north and southbound
Carol Drive	Plainview Road, southbound
Carrie Avenue	Carol Place, southbound
Cedar Avenue	Evergreen Avenue, northwest and southeastbound
Cedar Avenue	Floral Avenue, northwest and southeastbound
Ceil Place	Corona Drive, eastbound
Ceil Place	Jean Avenue, westbound
Central Avenue	North Pershing Avenue, southbound
Central Avenue	North Sheridan Avenue, southbound
Central Avenue	South Pershing Avenue, northbound
Central Avenue	South Sheridan Avenue, northbound
Central Avenue	Thorne Drive, southbound
Central Avenue	Totten Street, northbound
Central Avenue	Windhorst Avenue, northbound
Central Boulevard	Leslie Street, northbound
Central Boulevard	Romscho Street, northbound
Cherry Avenue	Kunen Avenue, southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Cherry Avenue	Spruce Street, southbound
Cheshire Road	Surrey Lane, east and westbound
Clarissa Road	Harriet Road, southeastbound
Clarissa Road	Iris Place, northbound
Columbia Street	Lincoln Boulevard, northeast and southwestbound
Columbia Street	Whaley Avenue, north and southbound
Concord Avenue	Lenox Avenue, eastbound
Concord Avenue	Powell Avenue, eastbound
Corona Drive	Ceil Place, southbound
Cranberry Lane	Allan Gate, westbound
Crescent Drive	Brixton Road, northbound
Cypress Avenue	Spruce Avenue, north and southbound
Daisy Road	Hillcrest Drive, north and southbound
David Road	Lent Drive, north and southbound
Dennis Lane	Phyllis Drive, southbound
Dennis Lane	Plainedge Drive, northbound
Dennis Lane	Seitz Drive, southbound
Derby Lane	Cheshire Road, east and westbound
Devon Road	Essex Road, southbound
Devon Road	Surrey Lane, eastbound
Dolores Place	Dorothea Street, north and southbound
Donald Drive	East Park Drive, eastbound
Dorothy Street	Alice Court, north and southbound
East Mill Page Drive	Hoover Lane, eastbound
Eileen Avenue	Floral Avenue, north and southbound
Eileen Avenue	Surrey Lane, eastbound
Eileen Avenue	Surrey Lane, southwest
Elizabeth Drive	Dennis Lane, eastbound
Elizabeth Drive	Marbourne Road, eastbound
Elizabeth Drive	North Brittany Drive, westbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Emma Street	Broadway, north and southbound
Emma Street	Park Avenue, north and southbound
Essex Road	Berkshire Road, eastbound
Essex Road	Cheshire Road, eastbound
Essex Road	Devon Road, eastbound
Essex Road	Durham Place, southbound
Evelyn Drive	Robinson Road, southbound
Evelyn Drive	Suzanne Drive, eastbound northernmost intersection
Evelyn Drive/Lent Drive	Haypath Road, east and westbound
Evergreen Avenue	Adams Avenue, southbound
Evergreen Avenue	Balsam Place, eastbound
Evergreen Avenue	Cedar Avenue, northeast and southwestbound
Evergreen Avenue	Farmers Avenue, east and westbound
Evergreen Avenue	Kunen Avenue, northbound
Evergreen Avenue	Pine Avenue, north and southbound
Evergreen Avenue	Silber Avenue, north and southbound
Evergreen Avenue	Spruce Avenue, north and southbound
Fairview Lane	Grohmans Lane, northbound
Farmers Avenue	Allan Gate, eastbound
Farmers Avenue	Evergreen Avenue, north and southbound
Farmers Avenue	Floral Avenue, southbound
Farmers Avenue	Manor Drive, westbound
Fern Place	Avoca Avenue, east and westbound
Fern Place	Jean Avenue, eastbound
Flamingo Lane	Silber Avenue, north and southbound
Floral Avenue	Cedar Avenue, northeast and southwestbound
Floral Avenue	Eileen Avenue, east and westbound
Floral Avenue	Farmers Avenue, east and westbound
Floral Avenue	Gates Avenue, westbound
Floral Avenue	Pine Avenue, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Floral Avenue/Floral Place	Spruce Avenue, northeast and southwestbound
Gerhard Road	Haypath Road, east and westbound
Grant Avenue	South Second Street, north and southbound
Grant Avenue	South Third Street, north and southbound
Grant Avenue	South Fourth Street, north and southbound
Grant Avenue	South Fifth Street, north and southbound
Grant Avenue	South Sixth Street, north and southbound
Grohmans Lane	Briggs Road, eastbound
Grohmans Lane	Fairview Lane, westbound
Grohmans Lane	Keswick Lane, eastbound
Grumman Road East	Apollo Circle, northbound
Grumman Road East	Sunrise Way, eastbound
Grumman Road East	Sunset Court, northbound
Harrison Avenue	Anderson Street, northbound
Harrison Avenue	Carriere Street, northbound
Harrison Avenue	North Butehorn Street, northbound
Harrison Avenue	North Nassau Street, northbound
Haypath Road	Burton Avenue, southbound
Haypath Road	Evelyn Drive, northbound
Haypath Road	Farmers Avenue, northbound
Haypath Road	Gerhard Road, southbound
Haypath Road	Grohmans Lane (Farmers Avenue), southbound
Haypath Road	Lent Drive, southbound
Haypath Road	Robinson Drive, northbound
Haypath Road	Tennis Court, southbound
Haypath Road	York Avenue, northbound
Helena Avenue	Leroy Avenue, north and southbound
Herman Avenue	Emma Street, eastbound
Hill Top Avenue	Acme Avenue, southbound
Hunt Place	Morris Road, eastbound
Irving Street	Lowell Street, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Jean Avenue	Cole Place, northbound
Jean Avenue	Herbert Place, northbound
Jean Avenue	Soma Avenue, westbound
Kearney Avenue	North Pershing Avenue, northbound
Keswick Lane	Barnum Lane, eastbound
Keswick Lane	Kramer Lane, eastbound
Keswick Lane	Meryll Place, eastbound
Kramer Lane	Keswick Lane, northbound
Kramer Lane	Keswick Lane, southbound
Kunen Avenue	Cypress Avenue, eastbound
Kunen Avenue	Pearl Street, westbound
Lafayette Avenue	North Pershing Avenue, northbound
Laurel Place	Sheridan Avenue, southbound
Laurie Boulevard, northern end	Caffrey Avenue, north and southbound
Laurie Boulevard, southern end	Caffrey Avenue, north and southbound
Lawrence Street	Harvard Place, eastbound
Lenox Avenue	Concord Avenue, north and southbound
Leroy Avenue	Arthur Avenue, east and westbound
Leroy Avenue	Russell Avenue, east and westbound
Lexington Avenue	Nibbe Lane, eastbound
Lexington Avenue	Revere Avenue, westbound
Lincoln Boulevard	Balfour Drive, westbound
Lincoln Boulevard	Byron Street, north and southbound
Lincoln Boulevard	Columbia Street, east and westbound
Lincoln Boulevard	Roosevelt Drive, east and westbound
Lincoln Boulevard	South Lerisa Street, northbound
Lincoln Boulevard	Whaley Avenue, north and southbound
Lincoln Road	Linden Avenue, east and westbound
Lincoln Road	Sycamore Avenue, east and westbound
Locust Avenue	Pine Avenue, northbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Locust Avenue	Pine Avenue, southwestbound from the Main parking field of Pine Avenue School Parking Field
Lowell Street	Columbia Street, east and westbound
Ludwig Lane	Ava Road, southbound
Ludwig Lane	Daisy Road, eastbound
Ludwig Lane	Florence Road, eastbound
Ludwig Lane	Joyce Place, westbound
Manor Drive	Farmers Avenue, southbound
Maple Avenue	North Third Street, north and southbound
Maple Avenue	North Fifth Street, north and southbound
Maple Avenue	North Sixth Street, north and southbound
Maple Avenue	North Seventh Street, north and southbound
Maple Avenue	Ninth Street, north and southbound
Maple Avenue	Tenth Street, north and southbound
Marbourne Road	Elizabeth Drive, north and southbound
Marlon Avenue	Kilmer Street, eastbound
Martin Road North	Joseph Avenue, northbound
Martin Road South	Columbia Street, westbound
Martin Road South	Irving Street, westbound
Meade Avenue	North First Street, southbound
Meade Avenue	North Second Street, southbound
Meade Avenue	North Third Street, southbound
Meade Avenue	North Fifth Street, southbound
Meade Avenue	North Sixth Street, southbound
Meade Avenue	Seventh Street, north and southbound
Meade Avenue	Eighth Street, north and southbound
Meade Avenue	Tenth Street, north and southbound
Meade Avenue	Twelfth Street, southbound
Miami Road	Center Court, southbound
Michigan Drive	North Fordham Road, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Moore Drive	Byron Street, southbound
New Road	Arlington Road, southbound
Nibbe Lane	Lexington Avenue, north and southbound
Nicholas Court	Central Boulevard, westbound
Norcross Avenue	Powell Avenue, eastbound
Normandy Drive	Randall Drive, southbound
North Butehorn Street	Harrison Avenue, east and westbound
North Fordham Road	Michigan Drive, east and westbound
North Hermann Avenue	Sophia Street, eastbound
North Peach Street	Harrison Avenue, east and westbound
North Sheridan Avenue	Lafayette Avenue, westbound
North Windhorst Avenue	Sophia Street, east and westbound
Northampton Gate	Stewart Avenue Marginal Road, northbound
Nottingham Gate	Berkshire Road, east and westbound
Nottingham Gate	Stewart Avenue, northwest bound
Oakdale Avenue, South	Balfour Drive, east and westbound
Oakdale Avenue, South	Roosevelt Drive, east and westbound
Park Lane	North Oakdale Avenue, northbound
Park Lane	Rose Street, north and southbound
Parkview Circle	Gateway, eastbound
Parkview Court	Alice Court, northbound
Phyllis Lane	Dennis Lane, eastbound
Pine Avenue	Evergreen Avenue, east and westbound
Pine Avenue	Floral Avenue, east and westbound
Plainedge Drive	Budd Court, southbound
Plainedge Drive	Reading Lane, northbound
Plainedge Drive	Virginia Lane, southbound
Plainview Road	Broadway, eastbound
Plainview Road	Carol Drive, eastbound
Plainview Road	Evelyn Drive, westbound
Plainview Road	Gildo Place, eastbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Plainview Road	Manchester Drive, northwestbound
Plainview Road	Powell Avenue, eastbound
Plainview Road	Prospect Street, eastbound
Plainview Road	Stymus Avenue, northbound
Powell Avenue	Cambridge Avenue, northbound
Powell Avenue	Concord Avenue, northbound
Powell Avenue	Norcross Avenue, northbound
Powell Avenue	Woolsey Avenue, southbound
Prospect Street	Stymus Avenue, north and southbound
Quaker Meeting House Road	Puritan Lane, northbound
Railroad Avenue	South First Street, southbound
Railroad Avenue	South Fifth Street, southbound
Railroad Avenue	Eighth Street, southbound
Railroad Avenue	Tenth Street, southbound
Railroad Avenue	Eleventh Street, southbound
Railroad Avenue	Benkert Street, westbound
Railroad Avenue	Burkhardt Avenue, westbound
Railroad Avenue	Grant Avenue, westbound
Railroad Avenue	Meade Avenue, westbound
Revere Avenue	Cambridge Avenue, southbound
Revere Avenue	Concord Avenue, southbound
Revere Avenue	Lexington Avenue, southbound
Revere Avenue	Norcross Avenue, north and southbound
Rice Street	Marginal Road of the South Oyster Bay Road, northbound
Robinson Drive	Evelyn Drive, east and westbound
Romscho Street	Bradford Lane, eastbound
Romscho Street	Eiffel Gate, westbound
Ronnie Lane	Caffrey Avenue, north and southbound
Roosevelt Drive	Byron Street, northbound
Roosevelt Drive	Lincoln Boulevard, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Roosevelt Drive	South Oakdale Avenue, north and southbound
Roosevelt Drive	Whaley Avenue, north and southbound
Rose Street	Irving Street, east and westbound
St. Paul Street	Hunt Place, eastbound
Scherer Street	Brenner Avenue, east and westbound
Scooter Lane	Elliott Drive, southbound
Seitz Drive	Dennis Lane, westbound
Seitz Drive	Normandy Drive, westbound
Sheridan Avenue South	Brenner Avenue, east and westbound
Sherman Avenue	Eighth Street, north and southbound
Sherman Avenue	Ninth Street
Sherman Avenue	Railroad Avenue, east and westbound
Sherman Court	Sherman Avenue, westbound
Sherman Road	Lark Court, east and westbound
Shubert Lane	Brittany Lane, southeasterly
Shubert Lane	Emerson Lane, eastbound
Shubert Lane	Spencer Drive, northbound
Silber Avenue	Evergreen Avenue, east and westbound
Silber Avenue	Flamingo Lane, westbound
Silber Avenue	Manor Drive, eastbound
Silber Avenue	Pearl Street, eastbound
Simone Court	Central Boulevard, east and westbound
South Butehorn Street	Brenner Avenue, east and westbound
South Lerisa Street	Lincoln Boulevard, eastbound
South Lerisa Street	Moore Drive, east and westbound
South Millpage Drive	Wilson Lane, southbound
South Oyster Bay Road (Marginal Road)	Rice Street, westbound
South Peach Street	Brenner Avenue, east and westbound
South Pershing Avenue	Brenner Avenue, eastbound
South Zoranne Drive	Carol Place, northbound
Spruce Avenue	Cypress Avenue

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Spruce Avenue	Evergreen Avenue, northeast and southwestbound
Spruce Avenue	Floral Avenue, southeastbound
Spruce Avenue	Floral Place, northwestbound
Steuben Avenue	Pershing Avenue, north and southbound
Stewart Avenue	Arthur Avenue, westbound
Stewart Avenue	Beverly Street, westbound
Stewart Avenue	Burkhardt Avenue, east and westbound
Stewart Avenue	Coronet Street, westbound
Stewart Avenue	Grant Avenue, eastbound
Stewart Avenue	South Pershing Avenue, westbound
Stone Road	Barnum Avenue, north and southbound
Stone Road	Belmont Avenue, north and southbound
Sunrise Way	Grumman Road East, north and southbound
Sunset Court	Grumman Road East, northbound
Surrey Lane	Berkshire Road, north and southbound
Surrey Lane	Cheshire Road, northbound
Surrey Lane	Devon Road, northbound
Surrey Lane	Eileen Avenue, northbound
Sussex Lane	Evergreen Avenue, northwestbound
Suzanne Drive	Evelyn Drive, north and southbound northernmost intersection
Sycamore Avenue	North Fourth Street, northbound
Sycamore Avenue	North Sixth Street, northbound
Sycamore Avenue	Eighth Street, northbound
Sycamore Avenue	Tenth Street, northbound
Thomas Avenue	North First Street, north and southbound
Thomas Avenue	North Second Street, north and southbound
Thomas Avenue	North Third Street, north and southbound
Thomas Avenue	North Fifth Street, north and southbound
Thomas Avenue	Seventh Street, north and southbound

Section 233-25, Stop Intersections**BETHPAGE**

Through Street	Stop Street
Thomas Avenue	Ninth Street, north and southbound
Thomas Avenue	Eleventh Street, north and southbound
Thorne Drive	Stymus Avenue, southbound
Totten Avenue	Pershing Avenue, southbound
Warwick Place	Floral Avenue, northwest and southeastbound
Westerly Avenue	Powell Avenue, westbound
Whaley Avenue	Balfour Drive, east and westbound
Whaley Avenue	Lincoln Boulevard, northeast and southwestbound
Whaley Avenue	Park Lane, east and westbound
William Street	Broadway, north and southbound
William Street	North Herman Avenue, north and south
William Street	North Windhorst Avenue, north and southbound
Wilson Lane	Broadway, north and southbound
Wilson Lane	South Windhorst Avenue, north and southbound
Woolsey Avenue	Powell Avenue, westbound
York Avenue	Caffrey Avenue, westbound

Section 233-25, Stop Intersections**EAST NORWICH**

Through Street	Stop Street
Carlton Avenue	Clifford Place, north and southbound
Carlton Avenue	Floyd Place, north and southbound
Clifford Place	Carlton Avenue, east and westbound
Deusenberg Drive	Peachtree Drive, north and southbound
Floyd Place	Carlton Avenue, eastbound
Highwood Road	Roosevelt Drive, southbound
Highwood Road	Split Oak Drive, north and southbound
Highwood Road	Sugar Toms Lane, north and southbound
Locust Avenue	Muttontown Lane, northbound
Muttontown Lane	Locust Avenue, westbound

Section 233-25, Stop Intersections**EAST NORWICH**

Through Street	Stop Street
Muttontown Lane	Old Hempstead Turnpike, eastbound
Muttontown Lane	Vernon Avenue, east and westbound
Muttontown Lane	Walnut Avenue, eastbound
North Hempstead Turnpike	Muttontown Lane, northbound
Peachtree Drive	Auburn Lane, northbound
Peachtree Drive	Deusenberg Drive, eastbound
Peachtree Drive	Roosevelt Drive, northbound
Peachtree Drive	Whippet Drive, southbound
Peachtree Drive	Woodland Road, southbound
Peachtree Drive/Split Oak Drive	Sunny Hill Drive, east and westbound
Peerless Drive	Deusenberg Drive, northbound
Peerless Drive	Hill Drive, southbound
Peerless Drive	Whippet Lane, northbound
Pine Hollow Road	Sugar Toms Lane, westbound
Ridge Rock Lane	Split Oak Drive, eastbound
Ridge Rock Lane	Sugar Toms Lane, east and northbound
Roosevelt Drive	Highwood Road, east and westbound
Roosevelt Drive	Oak Hill Drive, westbound
Ross Lane	James Avenue, southbound
Split Oak Drive	Sagamore Road, westbound
Split Rock Road	Split Rock Road Spur, east and westbound
Sugar Toms Lane	Highwood Road, westbound
Sugar Toms Lane	Pine Hollow Road, (The Spur), westbound
Sugar Toms Lane	Ridge Rock Lane, westbound
Sugar Toms Lane	Sunny Hill Drive, westbound
Sugar Toms Lane	Whitney Avenue, eastbound
Sunny Hill Drive	Peach Tree Drive, southbound
Sunny Hill Drive	Split Oak Drive, northbound
Sunny Hill Drive	Sugar Toms Road, north and southbound
Vernon Avenue	Muttontown Lane, north and southbound
Walnut Avenue	Muttontown Lane, north and southbound

Section 233-25, Stop Intersections**EAST NORWICH**

Through Street	Stop Street
Whitney Avenue, westbound	Furman Place, northbound
Whitney Avenue, westbound	Whitney Avenue, southbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
First Avenue	Sunset Avenue, north and southbound
First Avenue	Woodward Parkway, north and south
Fourth Avenue	Sunset Avenue, north and southbound
Fourth Avenue	Woodward Parkway, north and southbound
Seventh Avenue	Woodward Parkway, north and southbound
Tenth Avenue	Woodward Parkway, north and south
Andrew Road	Miller Road, north and southbound
Arch Avenue	Hazel Avenue, eastbound
Arch Avenue	Linden Avenue, northbound
Arch Avenue	Locust Avenue, northeastbound
Arch Avenue	Nancy Drive, westbound
Arch Avenue	Oak Street, southbound
Arch Avenue	Spruce Street, southbound
Barbara Drive	Paula Drive, northeast and southwestbound
Barbara Drive	Saxon Road, eastbound
Bernard Street	Elm Drive, north and southbound
Boundary Avenue	Cedar Drive, southbound
Boundary Avenue	Cheryl Lane North, southbound
Boundary Avenue	Paul Place, southbound
Boundary Avenue	Tulip Drive, southbound
Bruce Lane	Hemlock Drive, north and southbound
Carmans Road	Block Terrace, eastbound
Carmans Road	Carmans Gate, eastbound
Carmans Road	Eve Drive, westbound
Carmans Road	Gateway, westbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Carmans Road	Grant Avenue, eastbound
Carmans Road	Grant Street, eastbound
Carmans Road	Saxon Road, westbound
Carmans Road	Traffic westbound from the driveway located +/- 76 feet south of a point opposite the south curbline of Terrace View
Carnation Drive South	Boxwood Lane, westbound
Cedar Drive	Bernard Street, westbound
Cedar Drive	Lawrence Street, westbound
Cedar Drive	Penn Street, westbound
Cedar Drive	Zoranne Drive, eastbound
Cedar Place	Sunset Avenue, north and southbound
Cedar Street	West Walnut Street, north and southbound
Cinque Drive	Alexander Drive, eastbound
Cinque Drive	Private driveway diagonally opposite Alexander Drive, westbound
Cinque Drive	Laurie Drive, westbound
Cinque Drive	West Oak Street, eastbound
Colonial Drive	East Gate, southbound
Colonial Drive	Spruce Street, eastbound
Colonial Drive	West Gate, southbound
Colonial Drive (north spur)	Scholl Drive, northbound
Colonial Drive (south spur)	Scholl Drive, north and south
Cornell Place	High Street, northbound
Cornell Place	Lawrence Street, north and south
Crestwood Boulevard	Cypress Street, east and westbound
Crestwood Boulevard	Grant Street, east and westbound
Crestwood Boulevard	Orchard Street, east and westbound
Crestwood Boulevard	Lincoln Street, east and westbound
Crestwood Boulevard	Matthew Street, east and westbound
Crestwood Boulevard	Juniper Street, north and southbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Crestwood Boulevard	Washington Street, east and westbound
Cypress Street	Crestwood Boulevard, north and south
Cypress Street	Frank Avenue, north and southbound
Cypress Street	Intervale Avenue, north and southbound
Cypress Street	Midwood Avenue, north and southbound
Damin Drive	Melody Drive, northbound
David Drive	Nancy Drive, east and westbound
Diana Drive	Matthew Street, east and westbound
Dolphin Drive	Plainview Road, westbound
Eagle Lane	Diana Drive, southbound
East Drive	Ernest Street, eastbound
East Drive	Henry Street, eastbound
East Drive	West Drive, southbound
East Zoranne Drive	Beryl Lane, eastbound
East Zoranne Drive	Frey Road, westbound
Ellen Court	Daniel Drive, north and southbound
Elm Drive	Bernard Street, east and westbound
Elm Drive	Lawrence Street, east and westbound
Elm Drive	Penn Street, east and westbound
Eve Drive	Paula Drive, north and southbound
Fallwood Parkway	Graham Street, north and southbound
Fallwood Parkway	Hart Street, north and southbound
Fallwood Parkway	Kent Street, north and southbound
Fallwood Parkway	Powell Street, north and southbound
Fallwood Parkway	Vandewater Street, north and southbound
Fallwood Parkway	Woodward Parkway, north and southbound
Fieldcrest Lane	Hampshire Drive, east and westbound
Florgate Road	Andrew Road, westbound
Fortesque Gate	Lois Lane, north and southbound
Frank Avenue	Cypress Street, eastbound
Frey Road	Cedar Drive, north and southbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Frey Road	Elm Drive, southbound
Garfield Avenue	Heisser Lane, north and southbound
Graham Street	Fallwood Parkway, east and westbound
Graham Street	Lambert Avenue, east and west
Graham Street	Lockwood Avenue, east and westbound
Graham Street	Michel Avenue, east and westbound
Graham Street	Plitt Avenue, east and westbound
Graham Street	Sullivan Avenue, east and westbound
Graham Street	Willard Avenue, east and westbound
Graham Street	Yoakum Avenue, east and westbound
Grant Street	Crestwood Boulevard, north and southbound
Grant Street	Intervale Avenue, north and southbound
Grant Street	Lois Lane, southbound
Grant Street	Meadowwood Lane, southbound, at the eastern intersection
Grant Street	Meadowwood Lane, southbound, at the western intersection
Grant Street	Parkdale Drive, northbound
Greenway Drive	Dolphin Drive, northbound
Greenway Drive	Fairway Drive, southbound
Greenway Drive	Plainview Road, northbound
Hampshire Drive	Fieldcrest Lane, southbound
Hampshire Drive	Larkspur Court, southbound
Hampshire Drive	Sean Michael Court, southbound
Hart Street	Plitt Avenue, east and westbound
Hart Street	Sullivan Street, east and westbound
Hart Street	Willard Avenue, east and west
Hart Street	Yoakum Avenue, westbound
Heisser Lane	Beverly Road, eastbound
Heisser Lane	Garfield Avenue, eastbound
Heisser Lane	McKinley Avenue, eastbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Hemlock Drive	Bernard Street, east and westbound
Hemlock Drive	Lawrence Street, east and westbound
Henley Road	Avon Road, southbound
Henley Road	Florgate Road, north and southbound
Intervale Avenue	Farmingdale High School, eastbound northern driveway
Intervale Avenue	Farmingdale High School, eastbound southern driveway
Intervale Avenue	Lincoln Street, east and westbound
Intervale Avenue	Matthew Street, eastbound
Intervale Avenue	Grant Street, westbound
James Street	Cherry Street, northbound
James Street	Hemlock Street, northbound
James Street	Spruce Street, northbound
Joseph Lane	Lois Lane, north and southbound
Junard Drive	Juniper Street, eastbound
Juniper Street	Crestwood Boulevard, east and westbound
Juniper Street	Intervale Avenue, northeast and southwestbound
Juniper Street	Frank Avenue, northeast and southwestbound
Juniper Street	Midwood Avenue, northeast and southwest
Juniper Street	Oakwood Avenue, northeast and southwestbound
Juniper Street	Sunset Avenue, east and westbound
Kent Lane	Dorset Lane, westbound
Kent Lane	Saxon Road, east and westbound
Kent Street	Fallwood Parkway, east and west
Kent Street	Lambert Avenue, east and westbound
Kent Street	Lockwood Avenue, east and westbound
Kent Street	Michel Avenue, east and westbound
Kent Street	Plitt Avenue, east and westbound
Kent Street	Willard Avenue, east and westbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Kent Street	Yoakum Avenue, east and westbound
Lambert Avenue	Graham Street, northbound
Lambert Avenue	Powell Street, north and southbound
Lambert Avenue	Roberts Street, northbound
Larkspur Court	Hampshire Drive, east and westbound
Lawrence Street	Bruce Street, eastbound
Lawrence Street	Cedar Drive, north and southbound
Lawrence Street	Cornell Place, eastbound
Lawrence Street	Cornell Place (Langdon Road) westbound
Lawrence Street	Elm Drive, north and southbound
Lawrence Street	Rhonda Lane, east and westbound
Lincoln Street	Crestwood Boulevard, north and south
Lincoln Street	Damin Drive, southbound
Lincoln Street	Intervale Avenue, north and southbound
Lincoln Street	Meadow Court, northbound
Lincoln Street	Melody Drive, southbound
Lincoln Street	Midwood Avenue, southbound
Lincoln Street	Rhonda Terrace, southbound
Lincoln Street	Sunset Avenue, southbound
Lockwood Avenue	Hart Street, north and southbound
Locust Avenue	Arch Avenue, eastbound
Lois Lane	Carmans Gate, westbound
Lois Lane	Damin Drive, eastbound
Lois Lane	Eagle Lane, eastbound
Lois Lane	Lincoln Street, eastbound
Lois Lane	Matthew Street, eastbound
Lois Lane	Washington Street, eastbound
Louis Drive	Cinque Drive, westbound
Louis Drive	Phillip Drive, eastbound
Lowell Drive	Anthony Drive, southbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Main Street	Traffic egressing northbound at driveway +/- 155 feet east of a point opposite the east curbline of Daniel Drive shall come to a full stop
Main Street	Traffic egressing northbound at driveway +/- 515 feet east of a point opposite the east curbline of Daniel Drive shall come to a full stop
Maple Avenue	Spruce Street, east and westbound
Matthew Street	Crestwood Boulevard, north and southbound
Matthew Street	Diana Drive, northbound
Matthew Street	Intervale Avenue, north and southbound
Matthew Street	Lois Lane, north and southbound
Matthew Street	Midwood Avenue, north and southbound
Matthew Street	Sunset Avenue, north and southbound
Maynard Avenue	Hyman Drive, northbound
Meadow Court	Lincoln Street, east and westbound
Meadowwood Lane	Grant Street, east and westbound
Meadowwood Lane	Meadow Court, southbound
Melody Lane	Lincoln Street, southbound
Merritts Road	Clifford Drive, westbound
Merritts Road	Colonial Drive, eastbound
Merritts Road	Court Place, eastbound
Merritts Road	Langdon Road, southbound
Merritts Road	North West Drive, northbound
Michel Avenue	Hart Street, northbound
Michel Avenue	Kent Street, north and southbound
Michel Avenue	Powell Street, north and southbound
Michel Avenue	Roberts Street, north and southbound
Midwood Avenue	Juniper Avenue, northeast and southwestbound
Midwood Avenue	Orchard Street, east and westbound
Miller Road	Andrew Road, eastbound
Motor Avenue	Heisser Lane, southbound
Motor Avenue	Vandewater Street, northbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Motor Avenue	Woodward Parkway, northbound
Nancy Drive	Arch Avenue, eastbound
Nancy Drive	Maynard Drive, eastbound
Nancy Drive	Mill Road, westbound
North West Drive	Plitt Avenue, westbound
North West Drive	West Drive, northbound
North West Drive	West Drive, westbound
Oakdale Boulevard	Balcom Road, eastbound
Oakdale Boulevard	Jervis Avenue, westbound
Oak Street	Arch Avenue, east and westbound
Oak Street	Elm Street, east and westbound
Oak Street	Maple Avenue, east and westbound
Oak Street	Poplar Avenue, east and westbound
Oak Street	Walnut Avenue, east and westbound
Oakwood Avenue	Cypress Street, east and westbound
Oakwood Avenue	Orchard Street, east and westbound
Orchard Street	Crestwood Boulevard, north and south
Orchard Street	Intervale Avenue, north and southbound
Orchard Street	Midwood Avenue, north and southbound
Orchard Street	Sunset Avenue, north and southbound
Parksdale Drive	Grant Street, eastbound
Pauline Drive	Carle Lane, westbound
Penn Street	Hemlock Drive, north and southbound
Phillip Drive	Louis Drive, northbound and southbound
Pine Tree Drive	Lawrence Street, southbound
Plainview Road	Dolphin Drive, north and southbound
Pleasant Avenue	Terrace View Road, westbound
Plitt Avenue	Graham Street, north and southbound
Plitt Avenue	Powell Street, north and southbound
Plitt Avenue	Spooner Place, northbound
Plitt Avenue	Vandewater Street, north and southbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Poplar Street	Oak Street, north and southbound
Powell Street	Fallwood Parkway, east and westbound
Powell Street	Lambert Avenue, east and westbound
Powell Street	Lockwood Avenue, east and westbound
Powell Street	Michel Avenue, east and westbound
Powell Street	Plitt Avenue, east and westbound
Powell Street	Sullivan Avenue, east and westbound
Powell Street	Willard Avenue, east and westbound
Powell Street	Yoakum Avenue, east and westbound
Radcliffe Avenue	Graham Street, southbound
Radcliffe Avenue	Kent Street, north and south
Rhonda Lane	Lawrence Street, north and southbound
Robert Street	Lockwood Avenue, east and westbound
Saxon Road	Barbara Drive, southbound
Saxon Road	Kent Lane, northbound
Saxon Road	Paula Drive, southbound
Saxon Road	Stephen Drive, southbound
Scholl Drive	Alexander Drive, westbound
Scholl Drive	Colonial Drive, eastbound
Scholl Drive	Phillip Drive, westbound
Sean Michael Court	Hampshire Drive, east and westbound
Sinclair Street	Jervis Avenue, east and westbound
Sinclair Street	Spencer Street, east and westbound
Spencer Street	Chestnut Street, north and southbound
Spencer Street	Walnut Street, north and southbound
Spencer Street	West Oak Street, north and southbound
Spielman Avenue	Woodward Parkway, north and southbound
Spooner Place	Willard Avenue, eastbound
Spruce Street	Arch Avenue, westbound
Spruce Street	Elm Avenue, east and westbound
Spruce Street	James Street, east and westbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Spruce Street	Poplar Avenue, east and westbound
Spruce Street	Walnut Avenue, east and westbound
Staples Street	Arch Avenue, westbound
Staples Street	James Street, westbound
Staples Street	Maple Avenue, westbound
Staples Street	Marion Street, eastbound
Sullivan Avenue	Hart Street, north and southbound (at the exit of the shopping center)
Sullivan Avenue	Kent Street, north and southbound
Sullivan Avenue	Powell Street, north and southbound
Sunset Avenue	First Street, eastbound
Sunset Avenue	Tenth Avenue, eastbound
Sunset Avenue	Cedar Place, eastbound
Sunset Avenue	Cypress Street, east and westbound
Sunset Avenue	Juniper Street, northeast and southwest bound
Sunset Avenue	Lincoln Street, east and westbound
Sunset Avenue	Matthew Street, east and westbound
Sunset Avenue	Orchard Street, westbound
Terrace View Road	Pleasant Avenue, southbound
Vandewater Avenue	Lockwood Avenue, east and westbound
Vandewater Street [Added 9-14-2021 by L.L. No. 13-2021]	Fallwood Parkway, east and westbound
Vandewater Street	Lambert Avenue, east and westbound
Vandewater Street	Michel Avenue, east and westbound
Vandewater Street	Plitt Avenue, east and westbound
Vandewater Street	Radcliffe Avenue, east and west
Vandewater Street	Spielman Street, east and westbound
Vandewater Street	Sullivan Avenue, east and west intersections
Vandewater Street	Willard Avenue, east and westbound
Vandewater Street	Yoakum Avenue, east and westbound
Walland Avenue (east)	Reese Place, east and westbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Walland Avenue (west)	Reese Place, north and southbound
Walnut Avenue	Oak Street, north and southbound
Washington Street	Crestwood Boulevard, north and southbound
Washington Street	Intervale Avenue, north and southbound
Washington Street	Midwood Avenue, north and southbound
Washington Street	Robin Lane, westbound
Washington Street	Sunset Avenue, north and southbound
West Cedar Street	West Oak Street, north and south
West Drive	Henry Street, westbound
West Drive	James Drive, westbound
West Drive	John Street, westbound
West Drive	North Drive, westbound
West Drive	North West Drive, southbound
West Oak Street	Anthony Drive, northbound
West Oak Street	Scholl Drive, southbound
West Oak Street	Spencer Street, east and westbound
West Walnut Street	Cedar Street, east and westbound
West Walnut Street	Lowell Drive, westbound
West Walnut Street	Spencer Street, east and westbound
Willard Avenue	Woodward Parkway, north and southbound
Woodward Parkway	First Avenue, westbound
Woodward Parkway	Second Avenue, east and westbound
Woodward Parkway	Fourth Avenue, east and westbound
Woodward Parkway	Seventh Avenue, east and westbound
Woodward Parkway	Tenth Avenue, east and westbound
Woodward Parkway	Eleventh Avenue, eastbound
Woodward Parkway	Evans Avenue, westbound
Woodward Parkway	Fallwood Parkway, east and westbound
Woodward Parkway	Farmingdale High School, northernmost driveway, westbound

Section 233-25, Stop Intersections**FARMINGDALE**

Through Street	Stop Street
Woodward Parkway	Farmingdale High School, southernmost driveway, westbound
Woodward Parkway	Lambert Avenue, east and westbound
Woodward Parkway	Lockwood Avenue, east and westbound
Woodward Parkway	Lyons Avenue, westbound
Woodward Parkway	Michel Avenue, east and westbound
Woodward Parkway	Plitt Avenue, east and westbound
Woodward Parkway	Radcliffe Avenue, east and westbound
Woodward Parkway	Spielman Avenue, east and westbound
Woodward Parkway	Sullivan Avenue, east and westbound
Woodward Parkway	Tomes Avenue, eastbound
Woodward Parkway	Willard Avenue, east and westbound
Woodward Parkway	Yoakum Avenue, east and westbound
Yoakum Avenue	Graham Street, north and southbound
Yoakum Avenue	Hart Street, north and southbound
Yoakum Avenue	Powell Street, east and westbound

Section 233-25, Stop Intersections**GLEN HEAD**

Through Street	Stop Street
Beaver Court	Wedgewood Court East, east and westbound
Beechwood Drive (Meadow Lane)	Central Drive, east and westbound
Beechwood Drive	Cross Lane, southbound
Benjamin Street	School Street, east and westbound
Brookville Lane	Bowden Lane, eastbound
Brookville Lane	Frost Pond Road, east and westbound
Bryant Road	Lawrence Lane, southbound
Cedar Lane	Glen Cove Drive, southbound
Cedar Swamp Road (Route 107)	Glen Cove Drive, eastbound
Central Avenue	Beechwood Drive, West Fork, northbound
Central Drive	Cross Lane, northbound

Section 233-25, Stop Intersections**GLEN HEAD**

Through Street	Stop Street
Central Drive	Meadow Lane, southbound
Cherry Street	Prospect Street, eastbound
Cherry Street	School Street, eastbound
Cherry Street	Union Avenue, westbound
Cody Avenue	King Street, eastbound
Cody Avenue/Lincoln Avenue	Scudders Lane, east and westbound
Cross Lane	Beechwood Drive, east and westbound
Cross Lane	Central Drive, east and westbound
Crossway	High Farms Road, eastbound
Crossway	High Farms Road, westbound
Cypress Avenue	Prospect Place, westbound
Darby Place	Exeter Place, northbound
Depot Place	Roslyn Drive, north and southbound
Dogwood Lane, east spur	Polly Lane, westbound
Dogwood Lane, west spur	Polly Lane, westbound
Edgewood Drive	Promenade, northwestbound
Elin Place	Mill Road, northbound
Falmouth Lane	Salem Way, westbound
Frost Pond Road	Crossway, northbound
Frost Pond Road	Keith Place, southbound
Frost Pond Road	Lawrence Lane, southbound
Frost Pond Road	Smith Street, southbound
Frost Pond Road	Viola Drive, southbound
Glen Avenue	Oaklawn, southbound
Glen Cove Avenue	Darby Place, westbound
Glen Cove Drive	Cedar Lane, eastbound
Glen Cove Drive	Hill Drive, east and westbound
Glen Cove Drive	Maiden Lane, eastbound
Glen Cove Drive	Promenade, eastbound
Glen Cove Drive/Hillcrest Drive	Glen Cove Drive, southbound
Glen Head Road	Benjamin Street, northbound

Section 233-25, Stop Intersections**GLEN HEAD**

Through Street	Stop Street
Glen Head Road	Cherry Street, northbound
Glen Head Road	Glen Cove Drive, southbound
Glen Head Road	Hillside Avenue, southbound
Glen Head Road	Sheppard Street, northbound
Glen Head Road	Wall Street, northbound
Glenwood Road	Larsen Avenue, northbound
Glenwood Road	Viola Street, northbound
Harding Place	Roosevelt Street, northbound and southbound
High Farms Road	Crossway, north and southbound
Hillcrest Drive and Promenade	Hillcrest Drive, westbound
Hill Drive	Glen Cove Drive, north and southbound
Hill Drive	Hill Drive, northbound
Hill Drive	Hill Lane, eastbound
Hill Lane, east and west	Hill Drive, southbound
Kissam Lane	Waverly Street, northbound
Knoll Lane	Townsend Street, east and westbound
Lawrence Lane	Bryant Road, eastbound
Lawrence Lane	Rini Road, westbound
Lincoln Avenue	Roosevelt Avenue, westbound
Lincoln Avenue	Washington Avenue, east and westbound
Locust Avenue	Oaklawn Avenue, north and southbound
Locust Avenue (between House Nos. 49 and 51)	Locust Avenue, eastbound
Maiden Lane	Glen Cove Drive, north and southbound
Maiden Lane	Roslyn Drive, northbound
Maple Place	Walnut Street, westbound
Meadow Lane	Gabrus Road, southbound
Mill Road	Elin Place, westbound
Mill Road	Ruth Place, eastbound
Oaklawn Avenue	Locust Avenue, east and westbound
Oaklawn Avenue	Walnut Street, east and westbound

Section 233-25, Stop Intersections**GLEN HEAD**

Through Street	Stop Street
Oak Valley Drive	Roslyn Drive, north and southbound
Orchard Street	Carman Place, eastbound
Orchard Street	Smith Street, east and westbound
Orchard Street	Sylvia Street, eastbound
Plymouth Drive North	Falmouth Lane, northbound
Plymouth Drive North	Provence Lane, northbound
Plymouth Drive South	Falmouth Lane, southbound
Polly Lane	Dogwood Lane, southbound (easterly end)
Polly Lane	Elin Place, northbound
Polly Lane	Mill Road, northbound
Post Street	Union Avenue, east and westbound
Prospect Avenue	Railroad Avenue, north and southbound
Prospect Street	Cherry Street, north and southbound
Provence Lane	Plymouth Drive North, east and westbound
Provence Lane	Salem Way, east and westbound
Railroad Avenue	School Street, westbound
Rini Road	Lawrence Lane, northbound
Ronan Road	East Avenue, southbound
Roosevelt Street	Harding Place, eastbound
Roosevelt Street	Todd Drive, westbound
Roslyn Drive	Maiden Lane, westbound
Ruth Place	Mill Road, southbound
School Street	Cherry Street, southbound
School Street	Railroad Avenue, northbound
School Street	Wall Street, southbound
Scudders Lane	Coolidge Avenue, northbound
Scudders Lane	Vine Street, southbound
Sheppard Street	Union Avenue, westbound
Smith Street	Brookwood Street, southbound
Smith Street	Frost Pond Road, east and westbound
Smith Street	Redwood Court, eastbound

Section 233-25, Stop Intersections**GLEN HEAD**

Through Street	Stop Street
Smith Street	Ronan Road, westbound
Smith Street	Viola Street, north and southbound
Smith Street	Willard Place, southbound
The Promenade	Hill Drive, southeastbound
The Promenade and Glen Cove Drive	Glen Cove Drive, eastbound
The Promenade and Glen Cove Drive	Promenade, north and southbound
Todd Drive East	Todd Drive, eastbound
Townsend Street	Knoll Lane, northbound
Underhill Road [Added 7-12-2022 by L.L. No. 7-2022]	Villa Place, westbound
Union Avenue	Cherry Street, northbound
Union Avenue	Post Street, north and southbound
Union Avenue	Sheppard Street, north and southbound
Villa Place [Added 7-12-2022 by L.L. No. 7-2022]	Underhill Road, north and southbound
Viola Street	Smith Street, westbound
Viola Street	Sylvia Street, east and westbound
Virginia Street	Smith Street, east and westbound
Virginia Street	Sylvia Street, east and westbound
Wagon Lane	Locust Street, westbound
Walnut Street	Maple Place, southbound
Walnut Street	Oaklawn Avenue, north and southbound
Washington Avenue	Coolidge Avenue, north and southbound
Waverly Street	Sycamore Avenue, northbound
Waverly Street	William Street, north and southbound
Wedgewood Court East	Beaver Court, southbound
Willard Place	Smith Street, east and westbound
William Street	Waverly Street, east and westbound

Section 233-25, Stop Intersections**GLENWOOD LANDING**

Through Street	Stop Street
Glen Avenue	Oaklawn Avenue, southbound
Glenwood Road	Sunset Avenue, northbound
Grove Street	Cody Avenue, north and southbound
Grove Street	Glen Lane, southbound
King Street	Johnson Street, northbound
Larsen Avenue	Woodland Avenue, east and westbound
Motts Cove Road	Washington Avenue, westbound
Scudders Lane	Orchard Street, southbound
Sycamore Avenue	Glenwood Road, eastbound
Viola Street	Glenwood Road, westbound
Viola Street	Smith Street, eastbound
Viola Street	Sylvia Street, eastbound
Virginia Street	Smith Street, westbound
Virginia Street	Sylvia Street, westbound

Section 233-25, Stop Intersections**GREENVALE**

Through Street	Stop Street
Addison Lane	Carman Road, eastbound
Addison Lane	Osborne Lane, east and westbound
Addison Lane	Roscoe Court, westbound
Carman Road [Added 7-12-2022 by L.L. No. 7-2022]	Addison Lane, north and southbound
Cedar Street	Marion Street, north and southbound
Helen Street	Marion Street, north and southbound
Hewlett Road	Addison Lane, north and southbound
Marion Street	Helen Street, eastbound
Marion Street	Osborne Lane, east and westbound
Osborne Lane	Addison Lane, northbound
Osborne Lane	Marion Street, northbound
Prospect Street	Orchard Street, southbound

Section 233-25, Stop Intersections**GREENVALE**

Through Street	Stop Street
Roscoe Court [Added 7-12-2022 by L.L. No. 7-2022]	Addison Lane, north and southbound
Smith Street	Orchard Street, north and southbound
Townsend Street	Orchard Street, northbound
Wildwood Lane	Carman Road, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
First Street	Halsey Avenue, north and southbound
Second Street	Division Avenue, north and southbound
Second Street	Frevert Place, southbound
Second Street	Halsey Avenue, north and southbound
Second Street	Sterling Place, southbound
Third Street	Halsey Avenue, east and westbound
Fourth Street	Division Avenue, north and southbound
Fourth Street	Fifth Avenue, northbound
Fourth Street	Grand Avenue, north and southbound
Fifth Avenue	Fourth Street, east and westbound
Fifth Avenue	Fifth Street, east and westbound
Fifth Avenue	Sixth Street, east and westbound
Fifth Avenue	Seventh Street, east and westbound
Fifth Avenue	Eighth Street, east and westbound
Fifth Avenue	Ninth Street, east and westbound
Fifth Avenue	Tenth Street, east and westbound
Seventh Street	Fifth Avenue, north and southbound
Eighth Street	School House Court, southbound
Ninth Street	Eighth Street, southeastbound
Ninth Street	Division Avenue, north and southbound
Ninth Street	Lee Avenue, north and southbound
Sixteenth Street	Burns Avenue, northbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Sixteenth Street	Richard Avenue, north and southbound
Abbot Lane	April Lane, northbound
Abbot Lane	Ash Lane, northbound
Abbot Lane	August Lane, northbound
Acre Lane	Abbot Lane, westbound
Acre Lane	Abode Lane, northbound
Acre Lane	Access Lane, westbound
Acre Lane	Alpine Lane, northbound
Acre Lane	Apex Lane, southbound
Acre Lane	Apollo Lane, northbound
Acre Lane	April Lane, southbound
Acre Lane	Arcadia Lane, northbound
Acre Lane	Arrow Lane, westbound
Acre Lane	Atlas Lane, southbound
Acre Lane	August Lane, southbound
Adelphi Road	Vassar Lane, northbound
Adelphi Road	Wellesley Lane, northbound
Alan Crest Drive	Barrister Road, northbound
Albert Road	Anne Drive, westbound
Albert Road	Belmart Road, eastbound
Albert Street	Mineola Avenue, east and westbound
Albert Street	Somerset Avenue, east and westbound
Alexander Avenue	Palermo Street, north and southbound
Alpine Lane	Admiral Lane, eastbound
Amherst Lane	University Place, westbound
Amherst Road	Glenbrook Road, east and westbound
Angie Lane	Acre Lane, westbound
Anne Drive	Bloomingdale Road, north and southbound
Apollo Lane	Arch Lane, westbound
Apollo Lane	Arrow Lane, east and westbound
Arcadia Lane	Arch Lane, eastbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Arpad Street	Pollock Place, north and southbound
Arrow Lane	Acre Lane, north and southbound
Arrow Lane	Admiral Lane, southbound
Arrow Lane	Alpine Lane, southbound
Arrow Lane	Arcadia Lane, southbound
Autumn Lane	Cinder Lane, southbound
Ball Park Lane	Blueberry Lane, southbound
Balsam Lane	Cottage Boulevard, north and southbound
Barrister Road	Alan Crest Drive, westbound
Barrister Road	Scooter Lane, eastbound
Barry Drive	Hunters Lane, east and westbound
Barry Drive	Robbins Lane, northeastbound
Bay Avenue	East John Street, eastbound
Bay Avenue	East Marie Street, east and westbound
Bay Avenue	Grove Street, westbound
Bay Avenue, northbound	Heitz Place, eastbound
Bay Avenue, southbound	Heitz Place, westbound
Bay Avenue	Lottie Avenue, westbound
Bay Avenue	Notre Dame Avenue, eastbound
Bay Avenue	Sears Parking Lot, eastbound, north of Franklin Street
Bay Avenue	Sears Parking Lot, eastbound, opposite Prospect Street
Bay Avenue	Willoughby Avenue, eastbound
Beacon Lane	Ball Park Lane, east and westbound
Beacon Lane	Beech Lane, eastbound
Beech Lane	Ballpark Lane, northbound
Belfry Lane	Bond Lane, westbound
Belmont Place	Nevada Street, east and westbound
Berkshire Road	Columbia Road, westbound
Berkshire Road	Froehlich Farm Road, southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Berkshire Road	Haverford Road, southbound
Berkshire Road	Holyoke Road, westbound
Berkshire Road	University Place, eastbound
Bethpage Road	Andrews Road, southbound
Bethpage Road	Dawson Lane, westbound
Bethpage Road	Franklin Street, eastbound
Bethpage Road	Midland Avenue, westbound
Bethpage Road	Prospect Street, eastbound
Bethpage Road	Exit of Rockbottom Shopping Area across from Willett Avenue
Bethpage Road	Susan Street, southwestbound
Bethpage Road	Twin Lawns Avenue, southbound
Bethpage Road	Willet Avenue, southwestbound
Bird Lane	Ball Park Lane, east and westbound
Bloomingdale Road	Alan Crest, southeastbound
Bloomingdale Road	Albert Road, eastbound
Bloomingdale Road	Michigan Drive, eastbound
Bloomingdale Road	Scooter Lane, eastbound
Bloomingdale Road	Willis Court, westbound
Blueberry Lane	Beech Lane, eastbound
Blueberry Lane	Boxwood Lane, northbound
Blueberry Lane	Clarissa Drive, southbound
Blueberry Lane	East Avenue, southbound
Blueberry Lane	Elmira Street, westbound
Boehme Street	Lee Avenue, north and southbound
Border Street	McAlester Avenue, north and southbound
Border Street	Mead Avenue, north and southbound
Boulevard Drive	Sunnyfield Road, southbound
Boxwood Lane	Beech Lane, westbound
Boxwood Lane	Blueberry Lane, east and westbound
Briggs Street	Ronald Avenue, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Brighton Place	Princess Street, east and westbound
Brittle Lane	Glow Lane, northbound
Brittle Lane	Grape Lane, northbound (northern terminus)
Brittle Lane	Grape Lane, southbound (southern terminus)
Brittle Lane	Hemp Lane, northbound
Brittle Lane	Key Lane, southbound
Brittle Lane	Petal Lane, eastbound
Brittle Lane	Root Lane, northbound
Brittle Lane	Straw Lane, eastbound
Brittle Lane	Tile Lane, westbound
Brooks Street	Ninth Street, east and westbound
Burns Avenue	Fourteenth Street, east and westbound
Burns Avenue	Fifteenth Street, east and westbound
Burns Avenue	California Street, eastbound
Burns Avenue	Ohio Street, east and westbound
Burns Avenue	Prose Street, westbound
Burns Avenue	Montana Street, eastbound
Burns Avenue	Myers Avenue, eastbound
Burns Avenue	Nevada Street, eastbound
Burns Avenue	Windsor Street, westbound
Burns Avenue Extension	Nevada Street, westbound
Burns Avenue School Entrance	Burns Avenue, north and south
Burns Avenue School Exit	Burns Avenue, north and southbound
Cabot Lane South	Canyon Lane, northbound
California Street	Burns Avenue, southbound
California Street	Gardner Avenue, north and southbound
California Street	Kuhl Avenue, north and southbound
California Street	Myers Avenue, north and southbound
Cambridge Drive	Hollins Road, east and westbound
Cantiague Lane	Robbins Lane, westbound
Cantiague Lane	Sunnyside Lane, westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Cantiague Rock Road	Barry Drive, southeastbound
Cantiague Rock Road	Laura Drive, southeastbound
Cecil Place	Princess Street, east and westbound
Cedar Street	Chestnut Street, east and westbound
Cedar Street	Larch Street, east and westbound
Cedar Street	Linden Court, eastbound
Cedar Street	Stanley Street, westbound
Cherry Lane	Elwood Avenue, westbound
Cherry Lane	Fox Place, westbound
Cherry Lane	Exit from the Holy Trinity Diocesan High School
Cherry Lane	Winter Lane, westbound
Cherry Lane East	Cherry Lane, southbound
Chestnut Street	Cedar Street, north and southbound
Chestnut Street	Cliff Drive, north and southbound
Chestnut Street	East Street, north and southbound
Chestnut Street	Elm Street, north and southbound
Chestnut Street	Oak Street, north and southbound
Chestnut Street	Pine Street, north and southbound
Chestnut Street	Spruce Street, north and southbound
Cinder Lane	Walnut Lane, eastbound
Circle Drive	Dale Avenue, southbound
Clarissa Drive	Bernard Lane, eastbound
Clarissa Drive	Blueberry Lane, eastbound
Clarissa Drive	Blueberry Lane, north and southbound
Clarissa Drive	Genessee Street, westbound
Cliff Drive	Alling Street, westbound
Cliff Drive	Larch Street, eastbound and westbound
Cliff Drive	Stanley Street, east and west
Cliff Drive	Summit Street, westbound
Clinton Street	Charles Street, north and southbound
Clinton Street	Kraemer Street, north and southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Clinton Street	Raymond Street, northeast and southwestbound
Clove Lane	Fordham Avenue, eastbound
Colony Street	Ketchams Road, northbound
Columbia Road	Andover Lane, northbound
Cornell Avenue	Clove Lane, southbound
Cornell Lane	Amherst Lane, westbound
Cornell Lane	Larch Street, eastbound
Cornell Lane	Lehigh Lane, southbound
Cornell Lane	South Gate, northbound
Cortland Avenue	Elmira Street, east and westbound
Cortland Avenue	Genesee Street, east and westbound
Cortland Avenue	Willow Avenue, east and westbound
Cottage Boulevard	Auburn Avenue, southbound
Cottage Boulevard	Balsam Lane, westbound
Cottage Boulevard	Essex Lane, eastbound
Cottage Boulevard	Garden Boulevard, north and southbound
Crescent Street	Fulton Avenue, east and westbound
Crescent Street	Ronald Avenue, east and westbound
Dakota Street	Myers Avenue, north and southbound
Dante Avenue	Palermo Street, north and southbound
Dartmouth Drive	Ardsley Gate, southbound
Dartmouth Drive	Haverford Road, north and southbound
Dartmouth Drive	Hollins Road, westbound
Dartmouth Drive	Stanley Street, eastbound
Dean Street	Hudson Place, westbound
Dean Street	Hunter Street, eastbound
Dean Street	Jay Street, eastbound
Dean Street	Lawrence Street, eastbound
Dean Street	Maglie Drive, eastbound
Dean Street	Mercury Place, westbound
Dean Street	Tobias Street, eastbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Dikeman Court	Washington Street, east and westbound
Division Avenue	First Street, east and westbound
Division Avenue	Second Street, east and westbound
Division Avenue	Third Street, east and westbound
Division Avenue	Fourth Street, westbound
Division Avenue	Fifth Street, westbound
Division Avenue	Sixth Street, westbound
Division Avenue	Seventh Street, westbound
Division Avenue	Eighth Street, westbound
Division Avenue	Ninth Street, westbound
Division Avenue	Tenth Street, westbound
Division Avenue	Alexander Avenue, westbound
Division Avenue	Autumn Lane, westbound
Division Avenue	Boulevard Drive, eastbound
Division Avenue	Derby Lane, westbound
Division Avenue	Fordham Avenue, eastbound
Division Avenue	Fox Place, eastbound
Division Avenue	Glenbrook Road, eastbound
Division Avenue	Halsey Street, eastbound
Division Avenue	Harkin Lane, westbound
Division Avenue	Preston Lane, westbound
Division Avenue	Thimble Lane, eastbound
Division Avenue	West Cherry Street, east and westbound
Division Avenue	West Nicholai Street, east and westbound
Duffy Avenue	Benjamin Avenue, northbound
Duffy Avenue	Jackson Place, southbound
Duffy Avenue	Combes Avenue, northbound
Duffy Avenue	McAlester Avenue, northbound
Duffy Avenue	Mead Avenue, northbound
Duffy Avenue	Nelson Avenue, north and southbound
Duffy Avenue	Underhill Avenue, northbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Dykeman Street	Nicholai Street, southbound
East Avenue	Kingston Avenue, east and westbound
East Avenue	Malone Street, east and westbound
East Avenue	Utica Avenue, eastbound
East Avenue	Willow Avenue, eastbound
East Cabot Lane	College Lane, eastbound
East Carl Street	Richard Street, north and southbound
East Cherry Street	Charles Street, northbound
East Cherry Street	Raymond Street, northbound
East End Avenue	Bruce Avenue, eastbound
East End Avenue	High Street, southbound
East End Avenue	Moran Place, westbound
East Marie Street	East Cherry Street, northeast
East Marie Street	East Nicholai Street, northwestbound
East Street	Chestnut Street, westbound
East Street	Heitz Place, eastbound
Eaton Road	Parkway Drive, east and westbound
Edgewood Drive	Glenbrook Road, east and westbound
Edward Avenue	Liberty Avenue, southbound
Edward Avenue	St. John's Avenue, southbound
Eli Road	Michigan Drive, westbound
Eli Road	Woodbine Drive, eastbound
Elmira Street	Cortland Avenue, southbound
Elmira Street	East Avenue, northbound
Elmira Street	West Avenue, southbound
Elm Street	Linden Court, westbound
Elwood Avenue	Mill Road, northbound
Elwood Avenue	Stanford Lane, southbound
Essex Lane	Cottage Boulevard, southbound
Farm Lane	Cottage Boulevard, northbound
Farm Lane	Lee Avenue, north and southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Farm Lane	Linden Boulevard, north and southbound
Ferney Street	Mineola Avenue, east and westbound
Ferney Street	Somerset Avenue, east and westbound
Field Avenue	Field Court, southbound
Fireplace Lane	Cloister Lane, westbound
Fireplace Lane	Scooter Lane, northwestbound
Flamingo Road	Gull Road, southbound
Flamingo Road	Spindle Road, eastbound
Foran Place	Lenox Avenue, east and westbound
Foran Place	Thorman Avenue, east and westbound
Foran Place	Willoughby Avenue, east and westbound
Fordham Avenue	Clove Lane, northbound
Fordham Avenue	Croyden Lane, southbound
Fordham Avenue	Division Avenue, north and southbound
Fordham Avenue	Stanford Lane, northbound
Fordham Avenue	Terrell Avenue, northbound
Fordham Avenue	Tip Top Lane, eastbound
Fork Lane	Lantern Road, east and westbound
Fork Lane	Meeting Lane, eastbound
Fork Lane	Winter Lane, east and westbound
Fountain Street	Heitz Place, westbound
Fox Place	Buckner Avenue, eastbound
Fox Place	Cherry Lane, north and southbound
Fox Place	Dawn Lane, northbound
Frevert Place	First Street, eastbound
Friendly Road	Spindle Road, westbound
Froehlich Farm Road	Vassar Lane, southbound
Froehlich Farm Road	Wellesley Lane, southbound
Fulton Avenue	Adams Street, north and southbound
Fulton Avenue	Briggs Street, north and southbound
Fulton Avenue	Ketchams Road, north and southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Fulton Avenue	Moeller Street, north and southbound
Fulton Avenue	Smith Street, north and southbound
Fulton Avenue	Vincent Road, north and southbound
Fulton Avenue	Willfred Boulevard, north and southbound
Garden Boulevard	Cottage Boulevard, north and southbound
Gardenia Lane	Ketchams Road, north and southbound
Garden Street	East End Avenue, north and southbound
Gardner Avenue	California Street, east and westbound
Gardner Avenue	Dakota Street, east and westbound
Gardner Avenue	Hawthorne Street, east and westbound
Gardner Avenue	Indiana Street, east and westbound
Gardner Avenue	Jersey Street, east and westbound
Gardner Avenue	Kansas Street, east and westbound
Gardner Avenue	Lowell Street, east and westbound
Gardner Avenue	Ohio Street, east and westbound
Gardner Avenue	Princess Street, east and westbound
Gardner Avenue	Texas Street, east and westbound
Genesee Street	Clarissa Drive, northbound
Genesee Street	Clarissa Drive, southbound
Genesee Street	East Avenue, northbound
Genesee Street	West Avenue, southbound
Georgia Street	Gardner Avenue, north and southbound
Glenbrook Road	Boulevard Drive, southbound
Glenbrook Road	Edgewood Drive, southbound
Glenbrook Road	Peter Road, southbound
Glenbrook Road	Wildwood Road, northbound
Grape Lane	Glow Lane, westbound
Grape Lane	Petal Lane, westbound
Gull Road	Barter Lane, eastbound
Gull Road	Spindle Lane, westbound
Gull Road	Table Lane, eastbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Halsey Avenue	First Street, east and westbound
Halsey Avenue	Second Street, east and westbound
Halsey Avenue	Third Street, westbound
Harding Avenue	Heitz Place, east and westbound
Harrison Avenue	Lottie Avenue, east and westbound
Haverford Road	Adelphi Road, westbound
Haverford Road	Berkshire Road, westbound
Haverford Road	Cambridge Drive, eastbound
Haverford Road	Campus Place, southbound
Haverford Road	Dartmouth Drive, eastbound
Haverford Road	Dartmouth Drive, southbound
Haverford Road	Hollins Road, east and westbound
Hawthorne Street	Gardner Avenue, north and southbound
Hawthorne Street	Kuhl Avenue, north and southbound
Heitz Place	Bay Avenue, north and southbound
Heitz Place	East Street, north and southbound
Heitz Place	Fountain Street, southbound
Heitz Place	Harrison Avenue, north and southbound
Heitz Place	Park Avenue, north and southbound
Hemp Lane	Petal Lane, east and westbound
Hemp Lane	Spray Lane (south terminus), westbound
Hemp Lane	Straw Lane, westbound
Herald Lane	Spindle Road, east and westbound
Hewitt Street	Lee Place, north and southbound
Hollins Road	Dartmouth Drive, northbound
Hollins Road	Haverford Road, north and southbound
Hollins Road	Hunter Lane, northbound
Holly Street	Primrose Avenue, eastbound
Holly Street	Willet Avenue, east and westbound
Holyoke Road	Andover Lane, southbound
Honved Street	Bruce Avenue, north and southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Howard Avenue	South Elm Street, north and southbound
Hudson Place	Dean Street, north and southbound
Hudson Place	Lee Avenue, north and southbound
Hudson Street	Monroe Avenue, north and southbound
Hunters Lane	Barry Drive, northbound
Hunters Lane	Campus Place, northbound
Hunters Lane	Laura Drive, northbound
Indiana Street	Kuhl Avenue, north and southbound
Indiana Street	Myers Avenue, north and southbound
Jackson Place	Station Plaza South, eastbound
James Street	Kiwanis Place, southbound
James Street	Sackett Street, north and southbound
James Street	Strong Street, northbound
James Street	Wyckoff Street, north and southbound
Jefferson Avenue	Buffalo Street, westbound
Jefferson Avenue	Genesee Street, westbound
Jefferson Avenue	Locust Street, westbound
Jefferson Avenue	Malone Street, eastbound
Jefferson Avenue	Milburn Street, westbound
Jerome Avenue	Balsam Drive, southbound
Jerome Avenue	Ketchams Road, north and southbound
Jerome Avenue	Vincent Road, north and southbound
Jerome Avenue	Wilfred Boulevard, north and southbound
Jersey Street	Myers Avenue, north and southbound
Jerusalem Avenue	Third Street, eastbound
Jerusalem Avenue	Eleventh Street, westbound
Jerusalem Avenue	Tobias Street, westbound
Johnathan Avenue	Arnold Avenue, westbound
Johnathan Avenue	Edward Avenue, east and westbound
Johnathan Avenue	Robert Street, westbound
Johnathan Avenue	Walter Avenue, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Joseph Lane	Field Avenue, east and westbound
Julian Street	Pollock Place, north and southbound
Kansas Street	Gardner Avenue, north and southbound
Kansas Street	Kuhl Avenue, north and southbound
Ketcham Avenue	Ketchams Road, southbound
Ketcham Avenue	Vincent Road, north and southbound
Ketchams Road	Arpad Street, westbound
Ketchams Road	Birchwood Park Drive, east and westbound
Ketchams Road	Circle Drive, westbound
Ketchams Road	Colony Street, westbound
Ketchams Road	Gardenia Lane, eastbound
Ketchams Road	Jerome Avenue, east and westbound
Ketchams Road	Julian Street, westbound
Ketchams Road	Liszt Street, westbound
Ketchams Road	Mack Avenue, eastbound
Ketchams Road	Regent Street, westbound
Ketchams Road	Sheila Drive, eastbound
Key Lane	Brittle Lane, east and westbound
Kingston Avenue	Cortland Avenue, north and south
Kingston Avenue	East Avenue, northbound
Kingston Avenue	Jefferson Avenue, northbound
Kingston Avenue	Monroe Avenue, southbound
Kingston Avenue	West Avenue, southbound
Kraemer Street	East Cherry Street, westbound
Kuhl Avenue	Dakota Street, westbound
Kuhl Avenue	Georgia Street, westbound
Kuhl Avenue	Hawthorne Street, westbound
Kuhl Avenue	Indiana Street, westbound
Kuhl Avenue	Jersey Street, westbound
Kuhl Avenue	Lowell Street, westbound
Kuhl Avenue	Montana Street, westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Kuhl Avenue	Nevada Street, westbound
Kuhl Avenue	Ohio Street, westbound
Kuhl Avenue	Texas Street, westbound
Lantern Road	Fork Lane, southbound
Lantern Road	Gull Road, northbound
Lantern Road	Memory Lane, northbound
Lantern Road	Rover Lane, northbound
Larch Street	Cedar Street, north and southbound
Larch Street	Cliff Drive, north and southbound
Larch Street	Elm Street, north and southbound
Larch Street	Spruce Street, north and southbound
Laura Drive	Hunters Lane, eastbound
Lawn Place	Lee Avenue, east and westbound
Lee Avenue	Ninth Street, eastbound
Lee Avenue	Auburn Avenue, northbound
Lee Avenue	Essex Lane, westbound
Lee Avenue	Farm Lane, westbound
Lee Avenue	Jordan Lane, westbound
Lee Avenue	Lawn Place, northbound
Lee Avenue	Linden Boulevard, westbound
Lee Avenue	Mercury Place, eastbound
Lee Avenue	North Drive, southbound
Lee Avenue	North Drive (north spur), eastbound
Lee Avenue	North Drive (south spur), southbound
Lee Avenue	Rave Street, westbound
Lee Place	Hewitt Street, east and westbound
Lehigh Street	Cornell Lane, east and westbound
Lenox Avenue	Foran Place, northbound
Levittown Parkway	Abbot Lane, eastbound
Levittown Parkway	Access Lane, eastbound
Levittown Parkway	Acre Lane, eastbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Levittown Parkway	Arrow Lane, eastbound
Levittown Parkway	Beech Lane, westbound
Levittown Parkway	Blueberry Lane, westbound
Levittown Parkway	Brittle Lane, westbound
Levittown Parkway	Rim Lane (North), eastbound
Levittown Parkway	Rim Lane (South), eastbound
Lewis Street	Linden Boulevard, north and southbound
Lewis Street	North Fordham Road, northbound
Libby Avenue	Gladys Place, northbound
Libby Avenue	Mabel Street, southbound
Libby Avenue	Susan Street, eastbound
Libby Avenue	Violet Avenue, westbound
Lilac Lane	Peachtree Lane, east and westbound
Linden Boulevard	Cottage Boulevard, eastbound
Linden Boulevard	Farm Lane, east and westbound
Linden Boulevard	Lenore Avenue, eastbound
Linden Boulevard	Lewis Street, westbound
Linden Boulevard	Michigan Drive, westbound
Linden Boulevard	Oxford Street, westbound
Linden Boulevard	Short Street, eastbound
Link Lane	Arbor Lane, westbound
Link Lane	Cable Lane, eastbound
Lottie Avenue	Harrison Avenue, north and southbound
Ludy Street	Southern exit, southbound at Motor Vehicle Department
Malone Street	Cortland Avenue, north and southbound
Malone Street	West Avenue, southbound
Mayfair Lane	West Nicholai Street, westbound
Mayflower Drive	Woodbine Drive South, east and westbound
McKinley Avenue	Heitz Place, east and westbound
Memory Lane	Spindle Road, westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Memory Lane	Thimble Lane, westbound
Michigan Drive	Fordham Road, southbound
Mid-Island Plaza	Kiwanis Place, northbound
Mid-Island Plaza	Rotary Place, southbound
Mid-Island Plaza	Sackett Street, northbound
Miller Circle	Miller Road, southbound
Miller Place	Birchwood Park Drive, northbound
Miller Place	Ingram Drive, westbound
Miller Place	Lorraine Street, northbound
Miller Place	Ronald Avenue, westbound
Miller Place	Vincent Road, northbound
Miller Road	Jerome Avenue, westbound
Miller Road	Miller Place, southbound
Miller Road	Twin Lawns Avenue, eastbound
Millpond Street	Bounty Lane, east and westbound
Mill Road	Elwood Avenue, east and westbound
Mineola Avenue	Broadway Place, north and southbound
Monroe Avenue	Flower Street, westbound
Monroe Avenue	Hudson Street, westbound
Montana Street	Gardner Avenue, north and southbound
Morgan Street	West Nicholai Street, east and westbound
Mulberry Street	Jefry Avenue, northbound
Mulberry Street	Washington Parkway, northbound
Myers Avenue	California Street, east and westbound
Myers Avenue	Dakota Street, east and westbound
Myers Avenue	Georgia Street, east and westbound
Myers Avenue	Kansas Street, east and westbound
Myers Avenue	Montana Street, east and westbound
Myers Avenue	Nevada Street, north and southbound
Myers Avenue	Ohio Street, east and westbound
Myers Avenue	Princess Street, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Nancy Road	Michigan Drive, eastbound
Narkin Court	Fordham Avenue, westbound
Nelson Avenue	Duffy Avenue, eastbound
Nelson Avenue	West Cherry Street, east and westbound
Nelson Avenue [Added 9-14-2021 by L.L. No. 13-2021]	West Marie Street, westbound
Nevada Street	Belmont Place, southbound
Nevada Street	Burns Avenue, northbound
Nevada Street	Burns Avenue Extension, southbound
Nevada Street	Gardner Avenue, north and southbound
Nevada Street	Kuhl Avenue, north and southbound
Nevada Street	Myers Avenue, north and southbound
New South Road	Edward Avenue, westbound
New South Road	Field Avenue, westbound
New South Road	Gerald Avenue, eastbound
New South Road	Marvin Avenue, eastbound
New South Road	Meadow Lane, westbound
New South Road	Mineola Avenue, eastbound
New South Road	Mulberry Street, westbound
New South Road	Somerset Avenue, eastbound
New South Road	Tudor Road, westbound
New South Road	Walter Avenue, westbound
North Drive (north spur)	Lee Avenue, north and southbound
North Drive (south spur)	Lee Avenue, north and southbound
North Fordham Road	Anne Drive, westbound
North Fordham Road	Michigan Drive, east and westbound
North Fordham Road	Oxford Street, eastbound
North Fordham Road	Woodbine Drive North, westbound
North Fordham Road	Woodbine Drive South, westbound
North Fordham Road	Woodcrest Road, westbound
Notre Dame Avenue	Desmond Place, southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Notre Dame Avenue	Emmet Place, southbound
Notre Dame Avenue	Ormond Place, southbound
Oak Street	Chestnut Street, east and westbound
Ohio Street	Kolmer Avenue, north and southbound
Old Country Road	Jonathan Avenue, northbound
Old Country Road	Liberty Avenue, northbound
Old Country Road	Prince Street, northbound
Old Country Road	Reiter Avenue, northbound
Old Country Road	St. John's Avenue, northbound
Oxford Street	Linden Boulevard, northbound
Oxford Street	North Fordham Road, north and southbound
Park Avenue	Heitz Place, east and westbound
Peachtree Lane	Primrose Avenue, westbound
Pewter Lane	Spindle Road, westbound
Picture Lane	Tip Top Lane, east and westbound
Pinetree Avenue	Primrose Avenue, westbound
Plainview Road	Center Street, southbound
Plainview Road	Elm Street, southbound
Plainview Road	South Elm Street, northbound
Poet Lane	Scooter Lane, southeastbound
Pollock Place	Arpad Street, east and westbound
Pollock Place	Colony Street, east and westbound
Pollock Place	Honved Street, westbound
Pollock Place	Liszt Street, east and westbound
Pollock Place	Regent Street, east and westbound
Pollock Place	Queen Street, westbound
Potters Lane	Spindle Road, eastbound
Powers Street	Mineola Avenue, east and westbound
Powers Street	Somerset Avenue, east and westbound
Princess Street	Burns Avenue, north and southbound
Princess Street	Carlton Place, northbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Princess Street	Gardner Avenue, north and southbound
Princess Street	Kolmer Avenue, north and southbound
Prospect Street	Bay Avenue, north and southbound
Queens Street	Pollock Place, north and southbound
Regent Street	Ketchams Road, north and southbound
Regina Street	Willet Avenue, east and westbound
Reiter Avenue	Walter Avenue, east and westbound
Richard Street	Sixteenth Street, east and westbound
Ridge Court	Meadow Lane, east and westbound
Rim Lane	Arbor Lane, southbound
Rim Lane	Cable Lane, northbound
Rim Lane	Hope Lane, north and southbound
Rim Lane	Link Lane, north and southbound
Rim Lane	Twig Lane, northbound
Robbins Lane	Barry Drive, north and southbound
Robbins Lane	Cantiague Lane, northbound
Roma Street	Alexander Avenue, east and westbound
Roma Street	Dante Avenue, east and westbound
Ronald Avenue	Briggs Street, north and southbound
Ronald Avenue	Crescent Street, north and southbound
Ronald Avenue	Miller Road, northbound
Ronald Avenue	Moeller Street, north and southbound
Ronald Avenue	Smith Street, north and south
Rotary Place	Nevada Street, eastbound
Rover Lane	Spindle Road, westbound
Salem Road	Harkin Lane, eastbound
Salem Road [Added 9-14-2021 by L.L. No. 13-2021]	Plover Lane, eastbound
Salem Road	Salem Gate, westbound
Salem Road	Valley Lane, eastbound
School House Court	Eighth Street, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Scooter Lane	Barrister Lane, northbound
Scooter Lane	Chain Lane
Scooter Lane	Cloister Lane, southbound
Scooter Lane	Picture Lane, southbound
Scooter Lane	Rising Lane, eastbound
Scooter Lane	South Fordham Road, southbound
Scooter Lane	Tip Top Lane, westbound
Shady Lane	Walnut Lane, westbound
Sheila Drive	Ketchams Road, north and southbound
Short Street	Linden Boulevard, southbound
South Dean Street	Scooter Lane, northbound
South Dean Street	Terry Street, southbound
South Fordham Road	Belmart Road, westbound
South Fordham Road	Elliot Drive, westbound
South Fordham Road	Scooter Lane, westbound
South Fordham Road	Tip Top Lane, eastbound
North Fordham Road	Woodcrest Road, westbound
South Gate	Alling Street, eastbound
South Gate	Cornell Lane, east and westbound
South Oyster Bay Road	Arnold Street, eastbound
South Oyster Bay Road	Dove Street, eastbound
South Oyster Bay Road	Edward Avenue, eastbound
South Oyster Bay Road	Field Avenue, eastbound
South Oyster Bay Road	Holyoke Road, eastbound
South Oyster Bay Road	Meadow Lane, eastbound
South Oyster Bay Road	Robert Street, eastbound
South Oyster Bay Road	Walter Avenue, eastbound
Spindle Road	Division Avenue, southbound
Spindle Road	Flamingo Lane, northbound
Spindle Road	Friendly Road, southbound (both ends)
Spindle Road	Gull Road, north and southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Spindle Road	Herald Lane, northbound
Spindle Road	Horn Lane, northbound
Spindle Road	Memory Lane, southbound
Spindle Road	Potter Lane, northbound
Spindle Road	Rover Lane, southbound
Spindle Road	Tanager Lane, northbound
Spray Lane (north terminus)	Hemp Lane, north and southbound
Spruce Street	Chestnut Street, east and westbound
Spruce Street	Larch Street, east and westbound
Stanford Lane	Fordham Avenue, east and westbound
Stanley Drive	Dartmouth Drive, southbound
Stanley Street	Cedar Street, east and westbound
Stanley Street	Cliff Drive, east and westbound
Stanley Street	Dartmouth Drive, north and southbound
Stephen Lane	Scooter Lane, east and westbound
Strong Street	James Street, east and westbound
Sunnyfield Road	Boulevard Drive, east and westbound
Sunset Avenue	Twin Lawns Avenue, north and southbound
Tanager Lane	Spindle Road, eastbound
Terrace Place	South Elm Street, north and southbound
Terrell Lane	Fordham Avenue, east and westbound
Thimble Lane	Lantern Road, southbound
Thorman Avenue	Ormond Place, northbound
Tip Top Lane	Bunker Lane, northbound
Tip Top Lane	Fireplace Lane, northbound
Tip Top Lane	Lawn Place, southbound
Tip Top Lane	South Fordham Road, north and southbound
Tobias Street	Dean Street, north and southbound
Tobias Street	Terry Street, northbound
Twin Lawns Avenue	Miller Road, north and southbound
Underhill Avenue	West Nicholai Street, east and westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Underhill Avenue	West Marie Street, east and westbound
Utica Avenue	Cortland Avenue, north and southbound
Utica Avenue	East Avenue, northbound
Valley Lane	Derby Road, southeastbound
Valley Lane	Preston Lane, southeastbound
Vassar Lane	Hollins Road, eastbound
Vincent Road	Fulton Avenue, east and westbound
Vincent Road	Jerome Avenue, east and westbound
Vincent Road	Ketchams Avenue, east and westbound
Vincent Road	Miller Place, eastbound
Violet Avenue	Dorothy Street, southbound
Violet Avenue	Mabel Street, northbound
Violet Avenue	Marion Street, southbound
Violet Avenue	Regina Street, southbound
Walnut Lane	Cinder Lane, northbound
Walnut Lane	Shady Lane, southbound
Walnut Lane	Winter Lane, northbound
Walter Avenue	Joseph Lane, northbound
Washington Avenue	Crescent Street, north and southbound
Washington Street	Dikeman Court, southbound
Washington Street	Lee Place, northbound
West Avenue	Genesee Street, east and westbound
West Avenue	Kingston Avenue, westbound
West Avenue	Malone Street, east and west
West Avenue	Utica Avenue, westbound
West Avenue	Willow Avenue, westbound
West Cherry Street	Division Avenue, north and southbound
West Cherry Street	Nelson Avenue, north and southbound
West John Street	Alpha Plaza, northbound
West Nicholai Street	Dikeman Court, northbound
West Nicholai Street	Mayfair Lane, southbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
West Nicholai Street	Morgan Street, north and southbound
West Nicholai Street	Underhill Avenue, north and southbound
Westmoreland Road	Southerland Road, westbound
Westmoreland Road	Willet Avenue, eastbound
Westmoreland Road	Willow Place, eastbound
Wilfred Boulevard	Frank Avenue, east and westbound
Wilfred Boulevard	Ketcham Avenue, east and westbound
Willet Avenue	Dorothy Street, northbound
Willet Avenue	Libbey Avenue, northbound
Willet Avenue	Peachtree Lane, southbound
Willet Avenue	Marion Street, northbound
Willet Avenue	Regina Street, northbound
Willet Avenue	Westmoreland Road, southbound
Willy Lane	Michigan Drive, eastbound
Winding Road	Fox Place, eastbound
Winding Road	Plover Lane, southbound
Winding Road	Salem Road, southbound
Winding Road	Shady Lane, northbound
Winding Road	Valley Road, southbound
Windsor Street	Burns Avenue, north and southbound
Winter Lane	Barrel Lane, northbound
Winter Lane	Division Avenue, northbound
Winter Lane	Fork Lane, northbound
Winter Lane	Meeting Lane, northbound
Wishing Lane	Tip Top Lane, east and westbound
Woodbine Drive North	North Fordham Road, southbound
Woodcrest Road	Fordham Road, northbound
Woodcrest Road	Home Lane, southbound
Woodcrest Road	Nancy Lane, southbound
Woodcrest Road	Willy Lane, southbound
Woodland Avenue	Arpad Street, westbound

Section 233-25, Stop Intersections**HICKSVILLE**

Through Street	Stop Street
Woodland Avenue	Jerome Avenue, westbound
Woodland Avenue	Julian Street, westbound
Woodland Avenue	Ketcham Avenue, westbound
Woodland Avenue	Liszt Avenue, westbound
Woodland Avenue	Mack Avenue, eastbound
Woodland Avenue	Regent Street, westbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Sixteenth Street	Ziska Avenue, southbound
Seventeenth Street	Gardner Avenue, east and westbound
Seventeenth Street	Gardner Avenue, southbound
Twentieth Street	Burke Avenue, east and westbound
Twentieth Street	Scott Avenue, east and westbound
Twenty-First Street	Parkside Drive, east and westbound
Twenty-Second Street	Burke Avenue, east and westbound
Twenty-Third Street	Scott Avenue, eastbound
Barbara Lane	North Umberland Road, northeast and southwestbound
Barbara Lane	Terry Lane, east and westbound
Birchwood Park Drive	Falcon Street, southbound
Birchwood Park Drive	Forest Drive, east and westbound
Birchwood Park Drive	Hazelwood Drive, southbound
Birchwood Park Drive	Maytime Drive, east and westbound
Birchwood Park Drive	Oakwood Street, southbound
Birchwood Park Drive	Open Street, northbound
Bounty Lane	Briar Lane, southbound
Briarcliff Road	Bruce Lane, southbound
Briarcliff Road	Chapel Road, northbound
Briarcliff Road	Harwick Road, southbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Briarcliff Road	Roxbury Road, southbound
Burke Avenue	Eighteenth Street, north and southbound
Burke Avenue	Nineteenth Street, north and southbound
Burke Avenue	Twenty-First Street, north and southbound
Burns Avenue	Sixteenth Street, east and westbound
Cayuga Place	Schoharie Drive, east and westbound
Cedar Swamp Road Access Road	Old Cedar Swamp Road, northwestbound
Chapel Road	Briarcliff Road, north and southbound
Chenango Drive	Niagara Drive, northbound
Clinton Lane	Orange Drive, east and westbound
Clinton Lane	Schuyler Drive, westbound
Clinton Lane	Sullivan Drive, westbound
Clinton Lane	Ulster Avenue, westbound
Columbia Drive	Cayuga Place, southbound
Columbia Drive	Manhattan Drive, southbound
Dewey Street	Willets Lane, westbound
Elm Tree Lane	Twenty-Third Street, southbound
Elm Tree Lane	Walden Avenue, southbound
Essex Place	Sullivan Drive, east and westbound
Falcon Street	Birchwood Park Drive, eastbound
Falcon Street	Birchwood Park Drive, westbound
Flint Lane	Northumberland Road, eastbound
Forest Drive	Fern Street, southbound
Forest Drive	Fox Lane, southbound
Forest Drive (southeast intersection)	Forsythia Lane, southbound
Forest Drive (west intersection)	Birchwood Park Drive, eastbound
Forest Drive (west intersection)	Birchwood Park Drive, westbound
Forsythia Lane	Flower Lane, northbound
Forsythia Lane	Forest Drive, north and southbound
Forsythia Lane	Forest Lane, westbound
Forsythia Lane	Sagamore Way North, southbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Fox Lane	Michelle Drive, westbound
Fox Lane	Moss Lane, northbound
Fulton Place	Orange Drive, east and westbound
Fulton Place	Rockland Drive, east and westbound
Gardner Avenue	Seventeenth Street, east and westbound
Glen Road	Chapel Road, north and southbound
Halsey Avenue	Dewey Street, southbound
Halsey Avenue	Key Place, northbound
Halsey Avenue	Nimitz Street, northwestbound
Harwick Road	Aberdeen Road, southbound
Hazelwood Drive	Birchwood Park Drive, eastbound
Hazelwood Drive	Birchwood Park Drive, westbound
Hazelwood Drive	Holly Lane, southbound
Hazelwood Drive	Market Street, eastbound
Hazelwood Drive	Merry Lane, northwest and southeastbound
Kay Street	Parkside Drive, east and westbound
Key Place	Halsey Avenue, east and westbound
Key Place	Orleans Lane, eastbound
Key Place	Schoharie Drive, westbound
Key Place	Wayne Street, eastbound
Leahy Street	Dewey Street, westbound
Leahy Street	Halsey Avenue, westbound
Lewis Avenue	Orange Drive, westbound
Madison Avenue	Rockland Drive, east and westbound
Magnolia Lane	Middle Lane, westbound
Manhattan Drive	Schoharie Drive, eastbound
Marian Lane	Moss Lane, north and southbound
Market Street	Hazelwood Drive, north and southbound
Maytime Drive	Birchwood Park Drive, eastbound
Maytime Drive	Birchwood Park Drive, westbound
Maytime Drive (west intersection)	Birchwood Park Drive, southbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Maytime Drive	Bounty Lane, westbound
Maytime Drive	Hazelwood Drive, southeastbound
Maytime Drive	Mellow Lane, northbound
Maytime Drive	Merry Lane, southbound
Mellow Lane	Magnolia Lane, southbound
Merry Lane	Hazelwood Drive, east and westbound
Merry Lane	Maytime Drive, east and westbound
Millpond Street	Birchwood Park Drive, east and westbound
Millpond Street	Bounty Lane, east and westbound
Moss Lane	Marian Lane, eastbound
Niagara Drive	Chenango Drive, east and westbound
Niagara Drive	Orange Drive, westbound
Niagara Drive	Saratoga Drive, east and westbound
North Umberland Road	Barbara Lane, southbound
Oakwood Street	Birchwood Park Drive, east and westbound
Old Cantiague Rock Road	Exit from 609-1 Old Cantiague Rock Road
Onandaga Place	Orange Drive, eastbound
Open Street	Birchwood Park Drive, east and westbound
Open Street	Village Drive, eastbound
Orange Drive	Clinton Avenue, southbound
Orange Drive	Fulton Place, northbound
Orange Drive	Lewis Avenue, southbound
Orange Drive	Niagara Drive, north and southbound
Orange Drive	Onondaga Place, northbound
Orange Drive	Putnam Avenue, southbound
Orange Drive	Richmond Avenue, southbound
Orange Drive	Rockland Drive, east and westbound
Orange Drive	Sutton Terrace, southbound
Orange Drive	Tompkins Avenue, southbound
Orange Drive	Warren Lane, northbound
Parkside Drive	Kay Street, northbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Parkside Drive	White Birch Lane, northbound
Pinetree Avenue	Elmtree Lane, eastbound
Richmond Avenue	Craig Street, westbound
Richmond Avenue	Sullivan Drive, east and westbound
Rockland Drive	Delaware Avenue, southbound
Rockland Drive	Fulton Place, southbound
Rockland Drive	Madison Avenue, southbound
Rockland Drive	Orange Drive, southbound
Rockland Drive	St. Lawrence Place, southbound
Rockland Drive	Sullivan Drive, eastbound
Rockland Drive	Warren Lane, southbound
Rockland Drive	Westchester Avenue, southbound
Rockland Drive	Yates Lane, southbound
Roxbury Road	Briarcliff Road, eastbound
Roy Avenue	Sixteenth Street, westbound
St. Lawrence Place	Rockland Drive, east and westbound
St. Lawrence Place	Steuben Drive, eastbound
Saratoga Drive	Delaware Avenue, northbound
Saratoga Drive	Madison Avenue, northbound
Saratoga Drive	Montgomery Place, northbound
Saratoga Drive	Niagara Drive, southbound
Saratoga Drive	Onondaga Place, southbound
Saratoga Drive	Otsego Place, northbound
Saratoga Drive	St. Lawrence Place, northbound
Saratoga Drive	Westchester Avenue, northbound
Saratoga Drive	Yates Lane, northbound
Schoharie Drive	Cayuga Place, northbound
Schoharie Drive	Columbia Drive, northbound
Schoharie Drive	Key Place, north and southbound
Schoharie Drive	Schoharie Court, southbound
Scott Avenue	Eighteenth Street, north and southbound

Section 233-25, Stop Intersections**JERICHO**

Through Street	Stop Street
Scott Avenue	Nineteenth Street, north and southbound
Scott Avenue	Twenty-First Street, north and southbound
Scott Avenue	Twenty-Second Street, north and southbound
Scott Avenue	Twenty-Third Street, northbound
Seaman Road	Leahy Street, northbound
Seaman Road	Willets Lane, northbound
Seneca Place	Saratoga Place, east and westbound
Sullivan Drive	Craig Street, eastbound
Sullivan Drive	Essex Place, southbound
Sullivan Drive	Richmond Avenue, northbound
Sullivan Drive	Rockland Drive, north and southbound
Sullivan Drive	Tompkins Avenue, northbound
Sunnyside Lane	Cantiague Lane, northbound
Terry Lane	Barbara Lane, northbound
Tioga Drive	Lewis Avenue, northbound
Tompkins Avenue	Orange Drive, east and westbound
Tompkins Avenue	Schuyler Drive, eastbound
Tompkins Avenue	Ulster Drive, eastbound
Village Drive	Birchwood Park Drive, southbound
Village Drive	Open Street, southbound
Walden Avenue	Elmtree Lane, northeast and southwestbound
Warren Lane	Orange Drive, east and westbound
Warren Lane	Rockland Drive, east and westbound
Warren Lane	Saratoga Drive, eastbound
Wayne Street	Orleans Lane, northbound
Westchester Avenue	Rockland Drive, east and westbound
Westchester Avenue	Saratoga Drive, east and westbound
White Birch Lane	Coleridge Road, southbound
White Birch Lane	Parkside Drive, northeast and southwestbound
Ziska Avenue	Sixteenth Street, east and westbound

Section 233-25, Stop Intersections**LOCUST VALLEY**

Through Street	Stop Street
South Fourth Street	Elm Street, east and westbound
West Sixth Street	North Street, east and westbound
West Eighth Street	North Street, east and westbound
Tenth Street	North Street, westbound
Eleventh Street	First Avenue, eastbound
Eleventh Street	Second Avenue, eastbound
Thirteenth Street	Cross Street, east and westbound
Fourteenth Street	Westend Avenue, eastbound
Allen Drive	Meleny Road, westbound
Ayers Road/Shu Swamp Road	Beaver Drive, southbound
Baldwin Avenue	Davis Street, eastbound
Baldwin Avenue	Lindbergh Street, eastbound
Baldwin Avenue	Nursery Street, eastbound
Baldwin Avenue	Winans Place, eastbound
Bayville Road	Maple Avenue, westbound
Bayville Road	Valley Avenue, westbound
Birch Hill Road	Bella Vista Street, eastbound
Birch Hill Road	Katherine Street, eastbound
Birch Hill Road	Lindbergh Street, westbound
Birch Hill Road	Riggs Place, eastbound
Birch Hill Road	Soundview Place, eastbound
Buckram Road	Townsend Cocks Lane, northbound
Cedar Avenue	Woods Road, north and southbound
Cherry Street	Ash Street, northbound
Cherry Street	Birch Street, northbound
Cherry Street	High Street, southbound
Cocks Lane	French Street, northbound
Cross Street	Second Street, southbound
Cross Street	Thirteenth Street, north and southbound
Elm Avenue	Pershing Avenue, eastbound
Elm Street	South Fourth Street, southbound

Section 233-25, Stop Intersections**LOCUST VALLEY**

Through Street	Stop Street
Elm Street	South Fifth Street, southbound
Elm Street	Weir Lane, east spur, southbound
Elm Street	Weir Lane, west spur, southbound
Forest Avenue	South Fourth Street, northbound
Forest Avenue	West Fourth Street, southbound
Forest Avenue	South Fifth Street, northbound
Forest Avenue	West Fifth Street, southbound
Forest Avenue	South Sixth Street, northbound
Forest Avenue	West Sixth Street, southbound
Forest Avenue	Eleventh Street, southbound
Forest Avenue	Twelfth Street, southbound
Forest Avenue	Thirteenth Street, southbound
Forest Avenue	Ash Street, southbound
Forest Avenue	Birch Street, southbound
High Street	Soundview Avenue, northwestbound
Johnston Street	Hernan Avenue, east and westbound
Lebritton Street	Midway Avenue, east and westbound
Lindbergh Street	Baldwin Avenue, north and southbound
Locust Place	Underhill Avenue, east and westbound
Maple Avenue	Bayville Road, north and southbound
Maple Avenue	Coot Road, southbound
Meleny Road	Allen Drive, northbound
Midway Avenue	LeBritton Street, north and southbound
Midway Avenue	Mitchell Street, north and southbound
Mitchell Street	Maple Avenue, east and westbound
Mitchell Street	Valley Avenue, east and westbound
North Street	Fourth Street, northbound
North Street	Fifth Street, northbound
North Street	Sixth Street, northbound
North Street	Seventh Street, northbound
North Street	Eighth Street, northbound

Section 233-25, Stop Intersections**LOCUST VALLEY**

Through Street	Stop Street
North Street	Ninth Street, northbound
Oyster Bay Road	Cocks Lane, westbound
Pershing Avenue	Elm Avenue, northbound
Riggs Place	High Street, northbound
Ryefield Road	Baldwin Avenue, northbound
Townsend Cocks Lane	Buckram Road, westbound
Valley Avenue	Lebritton Street, southbound
Valley Avenue	Mitchell Street, southbound
Weir Lane	Weir Lane, west spur, northbound
Woods Road	Cedar Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Second Avenue	Massachusetts Avenue, westbound
Second Avenue	Smith Street, eastbound
Adam Place	Alhambra Road, north and southbound
Adam Road	Bay Drive, southbound
Adam Road West	Biltmore Boulevard, north and south
Admiral Road	Anchor Drive, northbound
Admiral Road	Comet Lane, northbound
Admiral Road	Ensign Drive, northbound
Ailee Road	William Road, east and westbound
Algonquin Avenue	Cherokee Avenue, east and westbound
Algonquin Avenue	Nassau Road, east and westbound
Algonquin Avenue	Seaview Street, east and westbound
Algonquin Avenue	South Merrick Road, east and westbound
Algonquin Avenue	Suffolk Road, east and westbound
Alhambra Road	Adam Place, westbound
Alhambra Road	Canal Street, westbound
Alhambra Road	Park Lane Place, southwestbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Alken Avenue	Stuart Place, northbound
Amber Drive	Camp Road, north and southbound
Amber Drive	Martin Street, southbound
Amherst Drive	Brewster Gate, eastbound
Amherst Drive	Harriet Place, northbound
Anchor Drive	Comet Lane, westbound
Anchor Drive	South Bay Avenue, north and southbound
Anthony Lane	Rose Street, east and westbound
Apian Lane	Grover Avenue West, north and southbound
Argyle Place	Arlyn Drive East, southbound
Arlington Drive	Duff Place, westbound
Arlyn Drive East	Devonshire Road, westbound
Arlyn Drive East	Harvard Street, southbound
Arlyn Drive East	Kensington Avenue, eastbound
Arlyn Drive East	Plymouth Road, eastbound
Arlyn Drive East	Seaton Street, eastbound
Arlyn Drive West	Brendan Avenue, eastbound
Arlyn Drive West	Seaton Street, westbound
Ashwood Place	Westwood Road South, east and westbound
Bailey Drive	Robert Avenue, north and southbound
Balchen Street	Juliana Road, southbound
Baldwin Avenue	Bayview Avenue, north and southbound
Baldwin Avenue	Fox Boulevard, north and southbound
Baldwin Avenue	Frankel Road, north and southbound
Baldwin Place	Massapequa Avenue, north and southbound
Baldwin Place	Ocean Avenue, north and southbound
Baltimore Avenue	Central Avenue, east and westbound
Baltimore Avenue	Franklin Avenue, east and westbound
Baltimore Avenue	Ocean Avenue, southbound
Baltimore Avenue	Parkside Boulevard, north and south
Barberry Court	East Shore Drive, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Barrett Street	Brendan Avenue, east and westbound
Bayberry Lane	Woodland Lane, northbound
Bay Drive	Adam Road, eastbound
Bay Drive	Bay Link, eastbound
Bay Drive	Bellaire Road, eastbound
Bay Drive	Brewster Road, eastbound
Bay Drive	Exeter Road, eastbound
Bay Drive	Lagoon Boulevard, eastbound
Bay Drive	Nassau Street, east and westbound
Bay Drive	Sunset Boulevard, eastbound
Bay Link	Club Drive, north and southbound
Bayview Avenue	Adam Road West, eastbound
Bayview Avenue	Baldwin Avenue, eastbound
Bayview Avenue	Biltmore Boulevard, northbound
Bayview Avenue	Hampton Boulevard, east and westbound
Bayview Avenue	Harbor Lane, westbound
Bayview Avenue	Lagoon Boulevard, east and westbound
Bayview Avenue	Morton Avenue, eastbound
Bayview Avenue	Rumson Road, westbound
Bayview Avenue	Shoreham Road, east and westbound
Bayview Avenue	William Street, westbound
Bayview Place	Dolphin Drive, northbound
Bayview Place	Ocean Avenue, north and southbound
Bayview Street East	Cedar Drive, north and southbound
Bedford Avenue	Commonwealth Avenue, east and westbound
Bedford Avenue	New Hampshire Avenue, east and westbound
Bedford Avenue	Rhode Island Avenue, east and westbound
Beechwood Court	Pine Street, east and westbound
Belair Drive	Chester Avenue, eastbound
Belair Drive	Redwood Lane, westbound
Bellaire Road	Bay Drive, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Bell Place	Ontario Avenue, east and westbound
Berkeley Place	Division Avenue, north and southbound
Berkeley Place	Harrison Avenue, north and southbound
Berkeley Place	Forest Avenue, north and southbound
Berkeley Place	Massapequa Avenue, north and southbound
Berkeley Place	Ocean Avenue, north and southbound
Berkeley Place	West End Avenue, north and southbound
Berkshire Place	Lincoln Avenue, north and southbound
Beverly Place	Biltmore Boulevard, north and southbound
Beverly Road	Adam Road West, east and westbound
Beverly Road	Brewster Road West, east and westbound
Beverly Road	Fairview Road, east and westbound
Beverly Road	Lagoon Boulevard, east and westbound
Beverly Road	Shoreham Road, east and westbound
Biltmore Boulevard	Adam Road West, east and westbound
Biltmore Boulevard	Baldwin Avenue, westbound
Biltmore Boulevard	Beverly Place, northbound
Biltmore Boulevard	Brewster Road West, westbound
Biltmore Boulevard	Cabot Road West
Biltmore Boulevard	Fairview Road, northeast and southwestbound
Biltmore Boulevard	Frankel Road, northbound
Biltmore Boulevard	Hampton Boulevard, westbound
Biltmore Boulevard [Added 9-14-2021 by L.L. No. 13-2021]	Hampton Boulevard (north spur), northbound
Biltmore Boulevard	Hampton Boulevard (north spur), northwestbound
Biltmore Boulevard	Lagoon Boulevard, westbound
Biltmore Boulevard	Morton Avenue, westbound
Biltmore Boulevard	Shoreham Road, westbound
Block Boulevard	Harmony Drive, eastbound
Block Boulevard	Judy Terrace, eastbound
Block Boulevard	Nevin Terrace, eastbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Block Boulevard	Richard Place, eastbound and southbound
Block Boulevard	Scott Street, eastbound
Boston Avenue	Forest Avenue, northbound
Boston Avenue	Ocean Avenue, north and southbound
Boston Avenue	State Street, southbound
Boundary Avenue	East Marginal Road, northbound
Boundary Avenue	Elizabeth Drive, southbound
Boundary Avenue	Lenore Lane, southbound
Boundary Avenue	Marlon Avenue, southbound
Boundary Avenue	North Baldwin Drive, northbound
Boundary Avenue	North Bay Drive, northbound
Boundary Avenue	North Bleecker Drive, northbound
Boundary Avenue	North Central Drive, northbound
Boundary Avenue	North Woodward Drive, northbound
Brendan Avenue	Arlyn Drive East, northbound
Brendan Avenue	Barrett Street, southbound
Brendan Avenue	Joludow Drive, northbound
Brewster Gate	Amherst Drive, northbound
Brewster Gate	Hastings Road, southbound
Brewster Road	Bay Drive, north and southbound
Brewster Road	Gloucester Road, north and southbound
Broadway	Berkshire Place, westbound
Broadway	Boston Avenue, east and westbound
Broadway	Chicago Avenue, east and westbound
Broadway	Cleveland Avenue, east and westbound
Broadway	Commonwealth Avenue, east and westbound
Broadway	Connecticut Avenue, east and westbound
Broadway	Euclid Avenue, east and westbound
Broadway	Franklin Avenue, southbound
Broadway	Hamilton Avenue, east and westbound
Broadway	Massachusetts Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Broadway	Massapequa Avenue, northbound
Broadway/east side	Exit of Massapequa Railroad parking lot, south of tracks
Broadway/west side	Exit of Massapequa Railroad parking lot, south of tracks
Broadway	Michigan Avenue, east and westbound
Broadway	New Hampshire Avenue, east and west
Broadway	New York Avenue, east and westbound
Broadway	Ohio Avenue, east and westbound
Broadway	Ontario Avenue, east and westbound
Broadway	Park Avenue, westbound
Broadway	Park Hill Avenue, east and westbound
Broadway	Pennsylvania Avenue, east and westbound
Broadway	Seaview Avenue, westbound
Broadway	Toronto Avenue, east and westbound
Brookline Drive	Amherst Drive, eastbound
Brookline Drive	North Delaware Avenue, westbound
Brookline Drive	North Michigan Avenue, westbound
Brookline Drive	Walters Avenue, northbound
Brooklyn Avenue	Forest Avenue, north and southbound
Cabot Road	Beverly Road, north and southbound
Cambridge Drive	Lake Shore Boulevard, north and southbound
Cambridge Drive	Oxford Road, westbound
Camp Road	Amber Drive, eastbound
Camp Road	Joyce Avenue, east and westbound
Canal Road	Alhambra Road, north and southbound
Canal Road	Beach Road, northbound
Canal Road	Park Lane Place, northbound
Carmans Road	All traffic exiting the Inter-County Shopping Center
Carmans Road	Carmans Gate, westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Carmans Road	Dorothy Gate, westbound
Carmans Road	East Willow Street, westbound
Carmans Road	Linden Street, eastbound
Carmans Road	Lourae Drive, eastbound
Carmans Road	Main Gate, eastbound
Carmans Road	Plymouth Drive, westbound
Carmans Road	Pompano Lane, eastbound
Carmans Road	Westwood Road South, eastbound
Carman Street	East Shore Drive, northbound
Carol Court	North Delaware Avenue, east and westbound
Cedar Drive	Peconic Drive, east and westbound
Cedar Drive	Pocahontas Street East, westbound
Cedar Shore Drive	Adam Road, east and westbound
Cedar Shore Drive	Bellaire Road, east and westbound
Cedar Shore Drive	Brewster Road, east and westbound
Cedar Shore Drive	Cabot Road, eastbound
Cedar Shore Drive	Cabot Road (north spur), westbound
Cedar Shore Drive	Cabot Road (south spur), westbound
Cedar Shore Drive	Dartmouth Road, east and westbound
Cedar Shore Drive	Exeter Road, east and westbound
Cedar Shore Drive	Fairfax Road, east and westbound
Cedar Shore Drive	Fairview Road, east and westbound
Cedar Shore Drive	Hampton Boulevard, east and westbound
Cedar Shore Drive	Harbour Lane, east and westbound
Cedar Shore Drive	Kenwood Drive, eastbound
Cedar Shore Drive	Lagoon Boulevard, east and westbound
Cedar Shore Drive	Rumson Road, east and westbound
Cedar Shore Drive	Shoreham Road, east and westbound
Cedar Shore Drive	Sunset Boulevard, east and westbound
Cedar Shore Drive	Windsor Place, westbound
Celina Road	Lourae Drive, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Central Avenue	Baltimore Avenue, east and westbound
Central Avenue	Boston Avenue, east and westbound
Central Avenue	Chicago Avenue, east and westbound
Central Avenue	Clark Street, east and westbound
Central Avenue	Cleveland Avenue, east and westbound
Central Avenue	Commonwealth Avenue, east and westbound
Central Avenue	Connecticut Avenue, east and westbound
Central Avenue	Euclid Avenue, east and westbound
Central Avenue	Grand Avenue, east and westbound
Central Avenue	Hamilton Avenue, east and westbound
Central Avenue	Massachusetts Avenue, east and westbound
Central Avenue	Michigan Avenue, east and westbound
Central Avenue	New Hampshire Avenue, east and westbound
Central Avenue	New York Avenue, east and westbound
Central Avenue	North Park Drive, east and westbound
Central Avenue	Ohio Avenue, east and westbound
Central Avenue	Ontario Avenue, east and westbound
Central Avenue	Park Hill Avenue, east and westbound
Central Avenue	Pennsylvania Avenue, east and westbound
Central Avenue	Pittsburgh Avenue, east and westbound
Central Avenue	Rhode Island Avenue, east and westbound
Central Avenue	Toronto Avenue, east and westbound
Charles Street	Sunrise Drive, north and southbound
Charles Street	West Street, north and southbound
Cheryl Road	Imogene Drive, southbound
Chester Avenue	Allen Avenue, eastbound
Chester Avenue	Grover Avenue East, southbound
Chestnut Street	Riverside Avenue, north and southbound
Chicago Avenue	Forest Avenue, north and southbound
Chicago Avenue	Franklin Drive, north and southbound
Clark Avenue	Central Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Clark Avenue	Forest Avenue, north and southbound
Clark Avenue	Franklin Avenue, north and southbound
Clark Avenue	Park Hill Avenue, westbound
Clark Avenue	Parkside Boulevard, north and southbound
Clark Avenue	Riverside Avenue, northbound
Clark Avenue	Seaford Avenue, north and southbound
Clark Street	Ocean Avenue, north and southbound
Clearview Lane	Sunset Boulevard, east and westbound
Cleveland Avenue	Franklin Avenue, north and southbound
Cleveland Place	Division Avenue, north and southbound
Clinton Place	Division Avenue, north and southbound
Clinton Place	Leonard Drive, northbound
Clinton Place	Ocean Avenue, southbound
Clinton Place	West End Avenue, southbound
Clocks Boulevard	Delta Road, westbound
Clocks Boulevard	East Cedar Street, east and westbound
Clocks Boulevard	East Chestnut Street, eastbound
Clocks Boulevard	East Maple Street, westbound
Clocks Boulevard	East Walnut Street, eastbound
Clocks Boulevard	Elizabeth Street, eastbound
Clocks Boulevard	Grove Street, eastbound
Clocks Boulevard	Harbour Road, eastbound
Clocks Boulevard	Irving Street, westbound
Clocks Boulevard	Lincoln Avenue, eastbound
Clocks Boulevard	Major Road, eastbound
Clocks Boulevard	Oakley Street, eastbound and westbound
Clocks Boulevard	Pine Street, westbound
Clocks Boulevard	Roosevelt Avenue, eastbound
Clocks Boulevard	Sentinel Place, eastbound
Club Drive	Bay Link, westbound
Colonial Drive	Dover Street, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Commonwealth Avenue	Ocean Avenue, north and southbound
Commonwealth Avenue	State Street, north and southbound
Compass Lane	Ocean Avenue, northbound
Connecticut Avenue	Central Avenue, north and southbound
Connecticut Avenue	Ocean Avenue, north and southbound
Connecticut Avenue	Park Lane, north and southbound
Crocus Drive	North Hickory Street, east and westbound
Croyden Drive	Arlyn Drive West, north and southbound
Cypress Street	Park Lane, north and southbound
Darby Road	Beaumont Avenue, westbound
Deborah Court	North Delaware Avenue, east and westbound
Deepwater Avenue	Albatross Place, east and westbound
Denise Street	Ford Drive West, north and southbound
Devonshire Road	Arlyn Drive East, northbound
Devonshire Road	Joludow Drive, north and southbound
Diane Drive	Hastings Road, east and westbound
Division Avenue	Bayview Place, westbound
Division Avenue	Berkeley Place, east and westbound
Division Avenue	Cleveland Place, eastbound
Division Avenue	Clinton Place, westbound
Division Avenue	Franklin Place, eastbound
Division Avenue	Garfield Place, eastbound
Division Avenue	Harrison Place, eastbound
Division Avenue	Lafayette Avenue, westbound
Division Avenue	Lincoln Place, eastbound
Division Avenue	McKinley Place, eastbound
Division Avenue	Roosevelt Place, eastbound
Division Avenue	St. Marks Place, east and westbound
Division Avenue	Washington Place, eastbound
Dogwood Lane	Woodland Lane, north and southbound
Dogwood Place	North Queens Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Dogwood Place	North Suffolk Avenue, northbound
Doris Place	Toronto Avenue, east and westbound
Dorothy Gate	Pepper Circle West, north and southbound
Dover Avenue	North Pine Street, east and westbound
Dover Road	Beaumont Avenue, eastbound
Dover Street	Colonial Drive, east and westbound
Dover Street	Grove Street, east and westbound
Dover Street	Jefferson Street, east and westbound
Dover Street	Madison Street, east and westbound
Dover Street	Marshall Street, westbound
Dover Street	Oakley Street, east and westbound
Dover Street	Sentinel Place, east and westbound
Duff Place	Arlington Drive, north and southbound
East Drive	Henry Street, eastbound
Eastgate Road	Westgate Road, eastbound
East Grove Street	Monroe Avenue, north and southbound
East Marginal Road	Jacqueline Road, westbound
East Marginal Road	Mohegan Drive, northwestbound
East Marginal Road	Seneca Drive, northbound
East Pine Street	Kenwood Avenue, northbound
East Service Road (Seaford/Oyster Bay Expressway)	North Virginia Avenue, westbound
East Shore Drive	Barberry Court, northbound
East Shore Drive	(East) Bayview Street, eastbound
East Shore Drive	Highland Street East, eastbound
East Shore Drive	Iroquois Place, east and westbound
East Shore Drive	Iroquois Street East, eastbound
East Shore Drive	Nassau Road, eastbound
East Shore Drive	Peconic Drive North, eastbound
East Shore Drive	Pocahontas Street, eastbound
East Shore Drive	Seaview Street, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
East Shore Drive	South Bay Drive, westbound
East Shore Drive	South Merrick Road, east and westbound
East Shore Drive	Stillwater Avenue, northbound
East Walnut Street	Clocks Boulevard, north and southbound
Eden Avenue	Glen Road, north and southbound
Eden Avenue	Short Lane, westbound
Edgewater Avenue	Seminole Avenue, east and westbound
Elaine Drive	Ava Road, westbound
Elizabeth Street	Clocks Boulevard, north and southbound
Elizabeth Street	Monroe Avenue, southbound
Elizabeth Street	Oakley Avenue, northbound
Emily Street	Soloff Road, east and westbound
Entrance to Route 135	East Service Road, north and southbound
Entrance to TOB Sr. Housing	Oakley Avenue, north and southbound
Ernest Street	Sunrise Drive, north and southbound
Euclid Avenue	Forest Avenue, north and southbound
Euclid Avenue	Ocean Avenue, north and southbound
Euclid Avenue	Park Lane, southbound
Exeter Road	Cedar Shore Drive, north and southbound
Exeter Road	Gloucester Road, north and southbound
Fairfax Road	Gloucester Road, north and southbound
Fairview Road West	Biltmore Boulevard, north and southbound
Fern Drive	North Hickory Street, east and westbound
Florence Road	Sandra Lane, eastbound
Flowerdale Drive	Arlington Drive, northbound
Flower Road	North Richmond Avenue, westbound
Flower Road	North Suffolk Avenue, east and westbound
Flower Road	School Parking Lot Exit, eastbound
Ford Drive South	Ford Drive West, north and southbound
Ford Drive West	Carman Gate, eastbound
Ford Drive West	Denise Street, northeastbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Ford Drive West	Ford Drive South, westbound
Ford Drive West	Joyce Avenue, westbound
Ford Drive West	North Gate, eastbound
Forest Avenue	Baltimore Avenue, east and westbound
Forest Avenue	Berkley Place, westbound
Forest Avenue	Brockmeyer Drive, northbound
Forest Avenue	Brooklyn Avenue, east and westbound
Forest Avenue	Cedar Street, east and westbound
Forest Avenue	Cherry Street, east and westbound
Forest Avenue	Chestnut Street, east and westbound
Forest Avenue	Clark Street, east and westbound
Forest Avenue	Cleveland Place, east and westbound
Forest Avenue	Connecticut Avenue, east and westbound
Forest Avenue	Elm Street, east and westbound
Forest Avenue	Euclid Avenue, east and westbound
Forest Avenue	Franklin Place, east and westbound
Forest Avenue	Garfield Place, east and westbound
Forest Avenue	Grove Street, east and westbound
Forest Avenue	Harrison Place, northwest and southeastbound
Forest Avenue	Hawthorne Street, east and westbound
Forest Avenue	Jefferson Place, eastbound
Forest Avenue	Jetmore Place, eastbound
Forest Avenue	Killians Road, westbound
Forest Avenue	Lincoln Place, east and westbound
Forest Avenue	Linden Street, east and westbound
Forest Avenue	Locust Street, east and westbound
Forest Avenue	McKinley Avenue, east and westbound
Forest Avenue	Maple Street, east and westbound
Forest Avenue	Michigan Avenue, east and westbound
Forest Avenue	New York Avenue, east and westbound
Forest Avenue	Ohio Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Forest Avenue	Orchard Street, east and westbound
Forest Avenue	Park Hill Avenue, east and westbound
Forest Avenue	Pennsylvania Avenue, east and westbound
Forest Avenue	Pittsburgh Avenue, east and westbound
Forest Avenue	Roosevelt Place, east and westbound
Forest Avenue	St. Marks Place, east and westbound
Forest Avenue	Sycamore Street, east and westbound
Forest Avenue	Washington Place, westbound
Fox Boulevard	Hamptons Boulevard, east and westbound
Fox Boulevard	Lagoon Boulevard, east and westbound
Fox Boulevard	Morton Avenue, east and westbound
Fox Boulevard	Shoreham Way, east and westbound
Frances Lane	Block Boulevard, north and southbound
Francine Drive	Robert Avenue, southbound
Francine Drive North	Robert Avenue, north and southbound
Frankel Road	Baldwin Avenue, north and southbound
Frankel Road	Biltmore Boulevard, eastbound
Frankel Road	Morton Avenue, east and westbound
Franklin Avenue	Baltimore Avenue, east and westbound
Franklin Avenue	Biltmore Avenue, east and westbound
Franklin Avenue	Boston Avenue, east and westbound
Franklin Avenue	Chicago Avenue, east and westbound
Franklin Avenue	Cleveland Avenue, east and westbound
Franklin Avenue	Commonwealth Avenue, east and westbound
Franklin Avenue	Connecticut Avenue, east and westbound
Franklin Avenue	Euclid Avenue, east and westbound
Franklin Avenue	Hamilton Place, east and westbound
Franklin Avenue	Massachusetts Avenue, east and westbound
Franklin Avenue	Michigan Avenue, east and westbound
Franklin Avenue	New Hampshire Avenue, east and westbound
Franklin Avenue	Ontario Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Franklin Avenue	Park Hill Avenue, east and westbound
Franklin Avenue	Pittsburgh Avenue, east and westbound
Franklin Avenue	Rhode Island Avenue, east and westbound
Franklin Avenue	Toronto Avenue, east and westbound
Front Street	Park Lane, southbound
Gail Drive North	Jacqueline Road, southbound
Garden Avenue	Poplar Street, east and westbound
Garfield Place	Forest Avenue, north and southbound
Garfield Place	Seaford Avenue, southbound
Gilling Road	Elaine Drive, northbound
Gilling Road	Reardon Place, westbound
Glen Road	Eden Avenue, southbound
Gloucester Road	Brewster Road, westbound
Gloucester Road	Lagoon Boulevard, east and westbound
Goliath Road	Briarwood Road, east and westbound
Grand Avenue	Central Avenue, north and southbound
Greatwater Avenue	Peconic Drive, east and westbound
Greatwater Avenue	South Bay Drive, east and westbound
Greenwood Drive	Joan Street, southbound
Grover Avenue West	Allan Avenue, westbound
Grover Avenue West	Morris Lane, eastbound
Grove Street	Forest Avenue, north and southbound
Gull Place	Jerusalem Avenue, southbound
Haight Avenue	Berkeley Place, east and westbound
Haight Avenue	Roosevelt Avenue, east and westbound
Hamilton Avenue	Central Avenue, north and southbound
Hamilton Avenue	Lee Place, north and southbound
Hamilton Avenue	Lincoln Avenue, westbound
Hamilton Avenue	Reed Place, north and southbound
Hampton Boulevard	Bayview Avenue, north and southbound
Hampton Boulevard	Beverly Road, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Hampton Boulevard	Fox Boulevard, north and southbound
Hampton Boulevard	Frankel Road, southbound
Hampton Court/Road	Hastings Road, north and southbound
Harbor Lane	Cedar Shore Drive, north and southbound
Harbor View Drive	Riviera Drive South, east and westbound
Harbour Road	Clocks Boulevard, north and southbound
Harbour Road	Oakley Avenue, southbound
Harbour Road	Stone Boulevard, north and southbound
Harmony Drive	Glengariff Road, eastbound
Harmony Drive	Phillips Road, westbound
Harmony Drive	Scott Street, westbound
Harrison Avenue	Berkeley Place, east and westbound
Harrison Avenue	Lafayette Place, east and westbound
Harrison Avenue	St. Marks Place, east and westbound
Hastings Road	Oneida Place, southbound
Hawthorne Street	Dogwood Place, northbound
Hawthorne Street	Forest Avenue, north and southbound
Hawthorne Street	Seaford Avenue, north and southbound
Henry Street	Sunrise Drive, north and southbound
Hicksville Road	Exit of Massapequa Railroad, parking lot
Highland Street East	Shinnecock Avenue, southbound
Hollywood Lane	Park Lane, northbound
Hunter East Ridge Road	Banbury Road, eastbound
Hunter East Ridge Road	Wyngate Drive, east and westbound
Hunter Ridge Road North	Wright Drive, northbound
Hunter Ridge Road North	York Place, southbound
Huron Avenue	Suffolk Road, east and westbound
Huron Avenue	West Shore Drive, northbound
Idaho Avenue	North Bay Drive, north and southbound
Imogene Drive	Cheryl Road, east and westbound
Iris Place	Poppy Drive, eastbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Irving Place	Daniel Road North, east and westbound
Irving Street	Clocks Boulevard, north and southbound
Jacqueline Road	Eleanor Drive, northbound
James Street	Sunrise Drive, northbound
Jefferson Place	Admiral Road, northbound
Jefferson Place	Forest Avenue, north and southbound
Jefferson Place	South Bay Avenue, northbound
Jerusalem Avenue	Central Avenue, northbound
Jerusalem Avenue	Flower Road, southbound
Jerusalem Avenue	Lee Place, northbound
Jerusalem Avenue	North Central Avenue, southbound
Jerusalem Avenue	North Summit Drive, southbound
Jerusalem Avenue	North West Boulevard, southbound
Jerusalem Avenue	Parkside Boulevard, northbound
Jerusalem Avenue	Reed Place, northbound
Joan Lane	Linda Drive, east and westbound
Joan Street	Greenwood Drive, east and westbound
Jomarr Court	Jomarr Place, eastbound
John Street	Sunset Drive, north and southbound
John Street	West Drive, north and southbound
Joludow Drive	Devonshire Road, eastbound
Joludow Drive	Judy Terrace, westbound
Joludow Drive	Michelle Terrace, westbound
Jonel Lane	Briarwood Road, east and westbound
Joyce Avenue	Ford Drive West, north and southbound
Judy Terrace	Joludow Drive, north and southbound
Juliana Road	Balchen Street, east and westbound
Juliana Road	Lourae Drive, eastbound
Kenwood Avenue	East Cedar Street, east and westbound
Kenwood Avenue	East Maple Street, east and westbound
Killians Road	Forest Avenue, northbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Knowles Street	Randy Lane, southbound
Lafayette Place	Division Avenue, north and southbound
Lafayette Place	Harrison Avenue, north and southbound
Lafayette Place	Massapequa Avenue, north and southbound
Lafayette Place	Merritt Avenue, north and southbound
Lafayette Place	Ocean Avenue, north and southbound
Lafayette Place	West End Avenue, north and southbound
Lagoon Boulevard	Bayview Avenue, north and southbound
Lagoon Boulevard	Beverly Road, north and southbound
Lagoon Boulevard	Cedar Shore Drive, north and southbound
Lagoon Boulevard	Fox Boulevard, southbound
Lagoon Boulevard	Gloucester Road, northbound
Lake Court	Ocean Avenue, north and southbound
Lake Shore Boulevard	Cambridge Drive, northbound
Lake Shore Boulevard	Surrey Road, westbound
Lake Street	Clocks Boulevard, north and southbound
Lakeview Avenue	Lincoln Avenue, north and southbound
Lakeview Avenue	Massapequa Avenue, north and southbound
Lee Place	Block Boulevard, north and southbound
Lee Place	Hamilton Avenue, east and westbound
Leonard Drive	Marie Place, northbound
Leslie Lane	North Queens Avenue, eastbound
Lilac Drive	North Hickory Street, east and westbound
Lilac Drive	Wyngate Drive, eastbound
Lincoln Avenue	Berkshire Place, east and westbound
Lincoln Avenue	Clocks Boulevard, north and southbound
Lincoln Avenue	Lakeview Avenue, east and westbound
Lincoln Avenue	Park Avenue, east and westbound
Lincoln Avenue	Seaview Avenue, east and westbound
Linda Drive	Violet Street, east and westbound
Linden Street	Celina Road, southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Linden Street	Iris Place, northbound
Linden Street	Poppy Drive, northbound
Linden Street	Seaford Avenue, north and southbound
Linwood Place	Pittsburg Avenue, northbound
Linwood Place	Westwood Road South, east and westbound
Locust Street	Forest Avenue, north and southbound
Locust Street	Seaford Avenue, north and southbound
Louden Avenue	Clocks Boulevard, northbound
Louise Avenue	Conde Lane, westbound
Louis Street	Sunset Drive, southbound
Lourae Drive	South East Park Drive, westbound
Lourae Drive	South Park Drive, southbound
Magnolia Drive	North Hickory Street, east and westbound
Magnolia Drive	North Oak Street, east and westbound
Magnolia Drive	North Queens Avenue, east and westbound
Margaret Road	Walter Drive, southbound
Marine Street	Roosevelt Boulevard, north and southbound
Marlboro Avenue	Poplar Street, eastbound
Marshall Street	Dover Street, north and southbound
Marshall Street	Grand Street, southbound
Massachusetts Avenue	Bedford Avenue, southbound
Massachusetts Avenue	Franklin Avenue, north and southbound
Massachusetts Avenue	Ocean Avenue, north and southbound
Massachusetts Avenue	Park Lane, north and southbound
Massachusetts Avenue	State Street, north and southbound
Massapequa Avenue	Berkeley Place, northwest and southeastbound
Massapequa Avenue	Lakeview Avenue, east and westbound
Massapequa Avenue	Park Avenue, east and westbound
Massapequa Avenue	Prospect Place, east and westbound
Massapequa Avenue	St. Marks Place, east and westbound
Massapequa Avenue	Seaview Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Massapequa Avenue	School Street, eastbound
Massapequa Avenue West	Prospect Place, east and westbound
Maywood Drive	Sandra Lane, westbound
McKinley Place	Haight Avenue, southbound
McKinley Place	Seaford Avenue, north and southbound
Meadow Road	Chester Avenue, north and south
Melrose Avenue	Irving Street, eastbound
Melrose Avenue	Mott Street, eastbound
Melrose Avenue	Oakley Street, east and westbound
Merle Lane	Park Lane, north and southbound
Michele Terrace	Block Boulevard, north and southbound
Michigan Avenue	Park Lane, north and southbound
Midlawn Drive	Harriet Place, north and southbound
Monroe Avenue	Colonial Drive, eastbound
Monroe Avenue	Madison Street, eastbound
Monroe Avenue	Marshall Street
Morris Lane	Grover Avenue West, north and southbound
Morton Avenue	Biltmore Boulevard, north and southbound
Morton Avenue	Fox Boulevard, north and southbound
Morton Avenue	Frankel Boulevard, north and southbound
Nassau Road	Cedar Drive, north and southbound
Nassau Road	Hollywood Avenue, southbound
Nassau Road	Huron Avenue, southbound
Nassau Road	Roy Avenue, southbound
Nassau Road	Shinnecock Avenue, north and southbound
Nassau Road	Springdale Avenue, southbound
Nassau Road	Sunset Road, north and southbound
Nassau Street	Bay Drive, north and southbound
Nearwater Avenue	Curlew Place, east and westbound
Nearwater Avenue	South Bay Drive, east and westbound
Nevin Terrace	Block Boulevard, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
New Hampshire Avenue	Bell Place, north and southbound
New Hampshire Avenue	Doris Place, north and southbound
New Street	Melrose Avenue, north and southbound
New York Avenue	Forest Avenue, north and southbound
North Alaska Street	North Delaware Avenue, westbound
North Albany Avenue	New York Drive, southbound
North Albany Avenue	North Bay Avenue, north and southbound
North Atlanta Avenue	Central Avenue, north and southbound
North Baldwin Drive	North Boston Avenue, east and westbound
North Baldwin Drive	North Idaho Avenue, east and westbound
North Baldwin Drive	North Iowa Avenue, east and westbound
North Baldwin Drive	North Kentucky Avenue, eastbound
North Baldwin Drive	North Virginia Avenue, east and westbound
North Baldwin Drive	North Wisconsin Avenue, east and westbound
North Baldwin Drive	North Wyoming Avenue, east and westbound
North Bay Avenue	North Albany Avenue, east and westbound
North Bay Avenue	North Atlanta Avenue, east and westbound
North Bay Avenue	North Beech Avenue, east and westbound
North Bay Avenue	North Cedar Street, east and westbound
North Bay Avenue	North Delaware Avenue, east and westbound
North Bay Avenue	North Elm Street, east and westbound
North Bay Avenue	North Hawthorne Street, east and westbound
North Bay Avenue	North Maple Street, east and westbound
North Bay Avenue	North Pine Street, east and westbound
North Bay Avenue	North Poplar Street, east and westbound
North Bay Avenue	North Rutherford Avenue, east and westbound
North Bay Avenue	North Syracuse Avenue, east and westbound
North Bay Avenue	North Utica Avenue, east and westbound
North Bay Avenue	North Walnut Street, east and westbound
North Bay Drive	North Boston Avenue, east and westbound
North Bay Drive	North Chestnut Street, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Bay Drive	North Hickory Street, east and westbound
North Bay Drive	North Idaho Avenue, east and westbound
North Bay Drive	North Iowa Avenue, east and westbound
North Bay Drive	North Kentucky Avenue, east and westbound
North Bay Drive	North Linden Street, east and westbound
North Bay Drive	North Michigan Avenue, east and westbound
North Bay Drive	North Oak Street, east and westbound
North Bay Drive	North Pine Street, east and westbound
North Bay Drive	North Virginia Drive, east and westbound
North Bay Drive	North Wisconsin Avenue, east and westbound
North Bay Drive	North Wyoming Avenue, east and westbound
North Beech Street	North Bay Avenue, north and southbound
North Beech Street	Summit Drive, north and southbound
North Bleeker Drive	North Idaho Avenue, east and westbound
North Bleeker Drive	North Iowa Avenue, east and westbound
North Bleeker Drive	North Kentucky Avenue, east and westbound
North Bleeker Drive	North Michigan Avenue, east and westbound
North Bleeker Drive	North Virginia Avenue, east and westbound
North Bleeker Drive	North Wyoming Avenue, east and westbound
North Boston Avenue	North Baldwin Avenue, north and southbound
North Boston Avenue	North Bay Drive, north and southbound
North Boston Avenue	North Bleeker Drive, north and southbound
North Boston Avenue	North New York Drive, north and south
North Boston Avenue	Rose Drive, northbound
North Broadway	North Atlanta Avenue, east and westbound
North Broadway	North Beech Street, east and westbound
North Broadway	North Boston Avenue, east and westbound
North Broadway	North Cedar Street, eastbound
North Broadway	North Chestnut Street, east and westbound
North Broadway	North Delaware Avenue, east and westbound
North Broadway	North Detroit Avenue, westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Broadway	North Elm Street, east and westbound
North Broadway	North Hawthorne Street, east and westbound
North Broadway	North Hickory Street, westbound
North Broadway	North Idaho Avenue, east and westbound
North Broadway	North Iowa Avenue, east and westbound
North Broadway	North Kentucky Avenue, east and westbound
North Broadway	North Kings Avenue, east and westbound
North Broadway	North Linden Street, eastbound
North Broadway	North Manhattan Avenue, east and west
North Broadway	North Maple Street, east and westbound
North Broadway	North Oak Street, east and westbound
North Broadway	North Park Drive, westbound
North Broadway	North Pine Street, westbound
North Broadway	North Queens Avenue, east and westbound
North Broadway	North Richmond Avenue, east and westbound
North Broadway	North Rutherford Avenue, east and westbound
North Broadway	North Suffolk Avenue, east and westbound
North Broadway	North Syracuse Avenue, east and westbound
North Broadway	North Utica Avenue, east and westbound
North Broadway	North Virginia Avenue, east and westbound
North Broadway	North Walnut Street, east and westbound
North Broadway	North Wisconsin Avenue, east and westbound
North Broadway	North Wyoming Avenue, east and westbound
North Cedar Street	North Central Drive, north and southbound
North Cedar Street	North Park Street, north and southbound
North Cedar Street	North Summit Drive, north and southbound
North Central Avenue	North Beech Street, east and westbound
North Central Avenue	North Chestnut Street, east and westbound
North Central Avenue	North Elm Street, east and westbound
North Central Avenue	North Hawthorne Street, east and westbound
North Central Avenue	North Hickory Street, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Central Avenue	North Kings Avenue, east and westbound
North Central Avenue	North Linden Street, east and westbound
North Central Avenue	North Manhattan Avenue, westbound
North Central Avenue	North Maple Street, east and westbound
North Central Avenue	North Nassau Avenue, east and westbound
North Central Avenue	North Oak Street, east and westbound
North Central Avenue	North Pine Street, east and westbound
North Central Avenue	North Poplar Street, east and westbound
North Central Avenue	North Queens Avenue, east and westbound
North Central Avenue	North Richmond Avenue, east and westbound
North Central Avenue	North Suffolk Avenue, east and westbound
North Central Avenue	North Walnut Street, east and westbound
North Central Drive	North Albany Avenue, east and westbound
North Central Drive	North Atlanta Avenue, east and westbound
North Central Drive	North Boston Avenue, east and westbound
North Central Drive	North Delaware Avenue, eastbound
North Central Drive	North Idaho Avenue, east and westbound
North Central Drive	North Iowa Avenue, westbound
North Central Drive	North Kentucky Avenue, westbound
North Central Drive	North Rutherford Drive, east and westbound
North Central Drive	North Syracuse Avenue, east and westbound
North Central Drive	North Utica Avenue, east and westbound
North Central Drive	North Virginia Avenue, east and westbound
North Central Drive	North Wisconsin Avenue, east and westbound
North Central Drive	North Wyoming Avenue, east and westbound
North Chestnut Street	North Bay Avenue, east and westbound
North Delaware Avenue	Alaska Avenue, southbound
North Delaware Avenue	Brookline Drive, north and southbound
North Delaware Avenue	Carol Court, southbound
North Delaware Avenue	Deborah Court, southbound
North Delaware Avenue	North Central Avenue, northbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Drive	Sunset Drive, northbound
North East Boulevard	North Hawthorne Street, east and westbound
North East Boulevard	North Kings Avenue, east and westbound
North East Boulevard	North Nassau Avenue, east and westbound
North East Boulevard	North Oak Street, east and westbound
North East Boulevard	North Queens Avenue, east and westbound
North Elm Street	North Park Avenue, north and southbound
North Elm Street	North Pine Drive, north and southbound
North Hawthorne Street	North Bay Avenue, southbound
North Hawthorne Street	North Summit Drive, north and southbound
North Hickory Street	Crocus Drive, northbound
North Hickory Street	Magnolia Drive, east and westbound
North Hickory Street	North Bay Avenue, north and southbound
North Hickory Street	North Central Avenue, north and southbound
North Hickory Street	North East Boulevard, northbound
North Hickory Street	North Summit Drive, north and southbound
North Hickory Street	Peony Drive, southbound
North Idaho Avenue	North Baldwin Drive, north and southbound
North Idaho Avenue	North Bleecker Drive, north and southbound
North Idaho Avenue	North Central Drive, north and southbound
North Idaho Avenue	North Woodward Drive, northbound
North Idaho Avenue	Rosemary Drive, north and southbound
North Kentucky Avenue	North Bay Drive, north and southbound
North Kentucky Avenue	North Bleecker Drive, north and southbound
North Kings Avenue	North East Boulevard, north and southbound
North Kings Avenue	North Summit Drive, north and southbound
North Linden Street	North Bay Avenue, north and southbound
North Linden Street	North Pine Drive, north and southbound
North Linden Street	North Summit Drive, north and southbound
North Maple Street	North Bay Drive, north and southbound
North Maple Street	North Pine Drive, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Maple Street	North Summit Drive, north and southbound
North Michigan Avenue	Alaska Avenue, northbound
North Michigan Avenue	North Baldwin Drive, southbound
North Michigan Avenue	North Bleeker Drive, southbound
North Michigan Avenue	North Central Avenue, north and southbound
North Michigan Avenue	Woodward Drive, southbound
North Nancy Place	Denise Street, eastbound
North Nancy Place	North Albany Avenue, westbound
North Nancy Place	North Park Drive, westbound
North Nancy Place	North Syracuse Avenue, east and westbound
North Nancy Place	North Utica Avenue, westbound
North Nancy Place	William Road, eastbound
North Nassau Avenue	North Kings Avenue, southbound
North Nassau Avenue	Northwest Boulevard, north and southbound
North New York Drive	North Albany Avenue, east and westbound
North New York Drive	North Atlantic Avenue, east and westbound
North New York Drive	North Delaware Avenue, east and westbound
North New York Drive	North Detroit Avenue, east and westbound
North New York Drive	North Michigan Avenue, east and westbound
North New York Drive	North Syracuse Avenue, east and westbound
North New York Drive	North Utica Avenue, eastbound
North New York Drive	North Wisconsin Avenue, east and westbound
North New York Drive	North Wyoming Avenue, east and westbound
North Oak Street	Magnolia Drive, north and southbound
North Oak Street	North Bay Avenue, north and southbound
North Oak Street	North Central Avenue, north and southbound
North Oak Street	North East Boulevard, north and southbound
North Park Avenue	North Elm Street, east and westbound
North Park Avenue	North Linden Street, east and westbound
North Park Avenue	North Pine Street, east and westbound
North Park Avenue	North Poplar Street, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Park Drive	North Bay Drive, southbound
North Park Drive	North Central Drive, southbound
North Pine Drive	North Beech Street, east and westbound
North Pine Drive	North Cedar Street, east and westbound
North Pine Drive	North Linden Street, east and westbound
North Pine Drive	North Maple Street, east and westbound
North Pine Street	Dover Avenue, southbound
North Pine Street	Eton Court, northbound
North Pine Street	Garden Avenue, southbound
North Pine Street	Marlboro Avenue, southbound
North Pine Street	North Bay Avenue, north and southbound
North Pine Street	North Central Avenue, north and southbound
North Pine Street	North Park Avenue, north and southbound
North Pine Street	North Pine Drive, north and southbound
North Pine Street	Oxford Avenue, southbound
North Pine Street	Rutland Road, southbound
North Pine Street	Sussex Avenue, southbound
North Pine Street	Webster Avenue, southbound
North Pine Street	York Place, northbound
North Poplar Street	North Bay Avenue, north and southbound
North Poplar Street	North Central Avenue, north and southbound
North Poplar Street	North Park Avenue, northbound
North Queens Avenue	Dogwood Place, north and southbound
North Queens Avenue	Magnolia Drive, southbound
North Queens Avenue	North Central Avenue, north and southbound
North Queens Avenue	Northeast Boulevard, north and southbound
North Queens Avenue	Rosewood Drive, northbound
North Queens Avenue	Walnut Place, north and southbound
North Queens Avenue	Winding Road, northbound
North Richmond Avenue	Flower Road, southbound
North Richmond Avenue	North Summit Drive, north and south

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Richmond Avenue	Northwest Boulevard, north and south
North Richmond Avenue	Nottinghill Drive West, northbound
North Richmond Avenue	Rosewood Drive, southbound
North Rutherford Avenue	North Central Drive, north and southbound
North Suffolk Avenue	Flower Road, northbound
North Suffolk Avenue	North East Boulevard, southbound
North Summit Drive	Jerusalem Avenue, east and westbound
North Summit Drive	North Beech Street, east and westbound
North Summit Drive	North Cedar Street, east and westbound
North Summit Drive	North Chestnut Street, east and westbound
North Summit Drive	North Elm Street, east and westbound
North Summit Drive	North Hawthorne Street, east and westbound
North Summit Drive	North Hickory Street, east and westbound
North Summit Drive	North Kings Avenue, east and westbound
North Summit Drive	North Manhattan Avenue, east and westbound
North Summit Drive	North Maple Street, east and westbound
North Summit Drive	North Nassau Avenue, east and westbound
North Summit Drive	North Oak Street, east and westbound
North Summit Drive	North Pine Street, east and westbound
North Summit Drive	North Queens Avenue, east and westbound
North Summit Drive	North Richmond Avenue, east and westbound
North Summit Drive	North Suffolk Avenue, east and westbound
North Summit Drive	North Walnut Street, eastbound
North Syracuse Avenue	Harriet Place, southbound
North Syracuse Avenue	Nancy Place, northbound
North Syracuse Avenue	North Central Drive, north and southbound
North Syracuse Avenue	North New York Drive, north and southbound
North Syracuse Avenue	Thorne Avenue, eastbound
North Utica Avenue	North Central Drive, north and southbound
North Virginia Avenue	North Baldwin Drive, north and southbound
North Virginia Avenue	North Bleecker Drive, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
North Virginia Avenue	North Central Avenue, north and southbound
North Virginia Avenue	Woodward Drive, southbound
North Walnut Avenue	North Central Avenue, north and southbound
Northwest Boulevard	Jerusalem Avenue, east and westbound
Northwest Boulevard	North Manhattan Avenue, east and westbound
Northwest Boulevard	North Richmond Avenue, east and westbound
Northwest Boulevard	North Suffolk Avenue, east and westbound
North Westwood Road	Maple Lane, westbound
North Wisconsin Avenue	Hastings Road, eastbound
North Wisconsin Avenue	North Bleecker Drive, north and southbound
North Wisconsin Avenue	North Central Drive, north and southbound
North Wisconsin Avenue	Rose Drive, southbound
North Woodward Drive	North Boston Avenue, east and westbound
North Woodward Drive	North Wyoming Avenue, east and westbound
North Wyoming Avenue	North Woodward Drive, north and southbound
North Wyoming Avenue	Rosemary Drive, north and southbound
Nottinghill Drive	North Richmond Avenue, east and westbound
Oakley Avenue	Major Road, westbound
Oakley Street	Clocks Boulevard, north and southbound
Oakley Street	Grand Street, north and southbound
Oakley Street	Margaretta Avenue, north and southbound
Oakley Street	Melrose Avenue, north and southbound
Ocean Avenue	Baldwin Place, eastbound
Ocean Avenue	Bayview Place, eastbound
Ocean Avenue	Berkeley Place, east and westbound
Ocean Avenue	Chicago Avenue, east and westbound
Ocean Avenue	Clark Avenue, east and westbound
Ocean Avenue	Clinton Place, eastbound
Ocean Avenue	Compass Lane, westbound
Ocean Avenue	Connecticut Avenue, east and westbound
Ocean Avenue	Euclid Avenue, east and westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Ocean Avenue	Lafayette Place, east and westbound
Ocean Avenue	Lake Court, eastbound
Ocean Avenue	Lakeview Avenue, southbound
Ocean Avenue	Maryland Avenue, east and westbound
Ocean Avenue	Michigan Avenue, east and westbound
Ocean Avenue	New York Avenue, east and westbound
Ocean Avenue	Ocean Court, westbound
Ocean Avenue	Ohio Avenue, east and westbound
Ocean Avenue	Park Avenue, eastbound
Ocean Avenue	Park Hill Avenue, east and westbound
Ocean Avenue	Pennsylvania Avenue, east and westbound
Ocean Avenue	Pittsburgh Avenue, east and westbound
Ocean Avenue	Prospect Place, southeastbound
Ocean Avenue	St. Marks Place, east and westbound
Ocean Avenue	Seaview Avenue, east and westbound
Ocean Court	Ocean Avenue, northbound
Ohio Avenue	Franklin Avenue, southbound
Ontario Avenue	Bedford Avenue, northbound
Ontario Avenue	Bell Place, north and southbound
Ontario Avenue	Doris Place, north and southbound
Ontario Avenue	Franklin Avenue, north and southbound
Osprey Place	Stillwater Avenue, north and southbound
Oxford Road	Polo Road, north and southbound
Park Avenue	Lincoln Avenue, north and southbound
Park Avenue	Massapequa Avenue, north and southbound
Park Avenue	North Beech Street, east and westbound
Park Avenue	North Maple Street, east and westbound
Park Boulevard	Beaumont Avenue, eastbound
Park Boulevard	Bonnie Lane, eastbound
Park Boulevard	Polo Road, eastbound
Park Boulevard	Rugby Road, eastbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Park Hill Avenue	Central Avenue, north and southbound
Park Lane	Connecticut Avenue, eastbound
Park Lane	Cypress Street, eastbound
Park Lane	Euclid Avenue, eastbound
Park Lane	Front Street, east and westbound
Park Lane	Hollywood Lane, westbound
Park Lane	Illinois Avenue, eastbound
Park Lane	Maryland Lane, eastbound
Park Lane	Merle Lane, westbound
Park Lane	Michigan Avenue, eastbound
Park Lane	Pennsylvania Avenue, eastbound
Park Lane	Pittsburgh Avenue, east and westbound
Park Lane	Pompano Lane, westbound
Park Lane	Prade Lane, westbound
Park Lane	Stuart Lane, westbound
Park Lane Place	Canal Road, westbound
Parkside Boulevard	Clark Avenue, east and westbound
Parkside Boulevard	Jerusalem Avenue, eastbound
Parkside Boulevard	Michigan Avenue, eastbound
Parkside Boulevard	New Hampshire Avenue, eastbound
Parkside Boulevard	Ohio Avenue, eastbound
Parkside Boulevard	Park Hill Avenue, eastbound
Parkside Boulevard	Pennsylvania Avenue, eastbound
Parkside Boulevard	Pittsburgh Avenue, eastbound
Parkside Boulevard	Rhode Island Avenue, eastbound
Parkside Boulevard	Toronto Avenue, eastbound
Peconic Drive	Cedar Drive, north and southbound
Peconic Drive North	East Shore Drive, northbound
Peconic Drive North	Greatwater Avenue, northbound
Peconic Drive North	Peconic Drive South, northbound
Peconic Drive North	Sunset Road, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Peconic Drive South	East Shore Drive, southbound
Peconic Drive South	Peconic Drive, northbound
Peconic Drive South	Peconic Drive North, westbound
Peconic Drive South	Stillwater Avenue, northbound
Pennsylvania Avenue	Central Avenue, north and southbound
Pennsylvania Avenue	Ocean Avenue, north and southbound
Pennsylvania Avenue	Seaford Avenue, north and southbound
Peony Drive [Added 9-14-2021 by L.L. No. 13-2021]	North Hickory Street, east and westbound
Peony Drive	Wyngate Drive, eastbound
Pepper Circle East	Barbara Circle, eastbound
Pepper Circle South	Barbara Circle southbound
Pepper Circle West	Dorothy Gate, eastbound
Philadelphia Avenue	Violet Street, east and westbound
Phillips Road	Harmony Drive, northbound
Pittsburgh Avenue	Central Avenue, north and southbound
Pittsburgh Avenue	Franklin Avenue, north and southbound
Pittsburgh Avenue	Linwood Place, northbound
Pittsburgh Avenue	Ocean Avenue, northbound
Pittsburgh Avenue	Park Lane, north and southbound
Pittsburgh Avenue	Parkside Boulevard, north and southbound
Pittsburgh Avenue	Surrey Lane, northbound
Pittsburgh Avenue	Westwood Road South, north and southbound
Plainedge Drive	Jeanne Lane, eastbound
Plainedge Drive	Kevin Lane, northbound
Plymouth Drive	Robert Avenue, north and southbound
Plymouth Road	Arlyn Drive West, north and southbound
Pocahontas Street	Shinnecock Avenue, north and southbound
Pocahontas Street	Sunset Road, north and southbound
Pocahontas Street East	Cedar Drive, north and southbound
Polo Road	Beaumont Avenue, westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Polo Road	Darby Road, northbound
Polo Road	Norwood Road, east and westbound
Polo Road	Oxford Road, east and westbound
Polo Road	Perth Road, southbound
Polo Road	Surrey Road, southbound
Poppy Drive	Linden Street, east and westbound
Prade Lane	Surrey Lane, southbound
Prospect Place	Lincoln Avenue, southbound
Prospect Place	Massapequa Avenue, north and southbound
Prospect Place	Ocean Avenue, north and southbound
Quail Run	Dover Street, southbound
Redwood Lane	Gem Street, northbound
Reed Place	Hamilton Avenue, east and westbound
Rhode Island Avenue	Central Avenue, north and southbound
Rhode Island Avenue	Ocean Avenue, northbound
Rhode Island Avenue	State Street, northbound
Richard Place (southerly portions)	Block Boulevard, southbound
Richard Place	Block Boulevard, north and southbound
Richard Place	Renee Place, eastbound
Riverside Avenue	Chestnut Street, westbound
Riverside Avenue	Pennsylvania Avenue, westbound
Riviera Drive East	Sunset Boulevard, east and westbound
Riviera Drive South	Cameo Drive, southbound
Riviera Drive West	Riviera Drive South, east and westbound
Robert Avenue	Bailey Drive, eastbound and westbound
Robert Avenue	Plymouth Drive, eastbound and westbound
Rona Court	Amherst Drive, east and westbound
Roosevelt Avenue	Clocks Boulevard, north and southbound
Roosevelt Avenue	East Hamilton Avenue, northbound
Roosevelt Avenue	Stone Boulevard, southbound
Roosevelt Boulevard	Beach Street, westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Roosevelt Boulevard	Breezy Place, southbound
Roosevelt Boulevard	Cove Street, westbound
Roosevelt Boulevard	Marine Street, westbound
Roosevelt Boulevard	Ozone Place, southbound
Roosevelt Boulevard	River Street, westbound
Roosevelt Boulevard	Sand Street, westbound
Roosevelt Boulevard	Shell Street, westbound
Roosevelt Boulevard	Spray Street, westbound
Roosevelt Boulevard	Spring Street, westbound
Rosemary Drive	Anjo Drive, eastbound
Rosemary Drive	Jacqueline Road, eastbound
Rosemary Drive	North Idaho Avenue, westbound
Rosemary Drive	North Iowa Avenue, westbound
Rosewood Drive	North Nassau Avenue, westbound
Rosewood Drive	North Suffolk Avenue, east and westbound
Rosemary Drive	North Wyoming Avenue, westbound
Roy Avenue/Cherokee Street	South Merrick Road, east and westbound
Roy Street	Sunrise Drive, north and southbound
Rumson Road	Bayview Avenue, north and southbound
Rumson Road	Cedar Shore Drive, north and southbound
St. Marks Place	Division Avenue, north and southbound
St. Marks Place	Forest Avenue, north and southbound
St. Marks Place	Harrison Avenue, north and southbound
St. Marks Place	Massapequa Avenue, north and southbound
St. Marks Place	Merritt Avenue, northbound
St. Marks Place	Ocean Avenue, northeast and southwestbound
St. Marks Place	Seaford Avenue, north and southbound
St. Marks Place	West End Avenue, north and southbound
Saltaire Place	Alhambra Road, northbound
Sand Street	Carman Boulevard, north and southbound
School Street	Fairfield Road, northbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
School Street	Roxbury Lane, northbound
Scott Street	Barrett Street, northbound
Scott Street	Herbert Avenue, southbound
Seaford Avenue	Berkeley Place, east and westbound
Seaford Avenue	Cedar Street, westbound
Seaford Avenue	Cherry Street, westbound
Seaford Avenue	Chestnut Street, east and westbound
Seaford Avenue	Clark Street, east and westbound
Seaford Avenue	Cleveland Place, east and westbound
Seaford Avenue	Elm Street, westbound
Seaford Avenue	Franklin Place, east and westbound
Seaford Avenue	Garfield Place, east and westbound
Seaford Avenue	Grove Street, westbound
Seaford Avenue	Harrison Place, east and westbound
Seaford Avenue	Hawthorne Street, westbound
Seaford Avenue	Lincoln Place, east and westbound
Seaford Avenue	Linden Street, westbound
Seaford Avenue	Locust Street, east and westbound
Seaford Avenue	Maple Street, westbound
Seaford Avenue	McKinley Place, east and westbound
Seaford Avenue	Orchard Street, westbound
Seaford Avenue	Pennsylvania Avenue, east and westbound
Seaford Avenue	Roosevelt Place, east and westbound
Seaford Avenue	St. Marks Place, east and westbound
Seaford Avenue	Sycamore Street, east and westbound
Seagull Place	Greatwater Avenue, north and southbound
Seaview Avenue	Lincoln Avenue, north and southbound
Seaview Avenue	Massapequa Avenue, north and southbound
Seaview Avenue	Ocean Avenue, north and southbound
Seminole Avenue	Brightwater Place, northbound and at west side of traffic island

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Sentinel Place	Grand Street, north and southbound
Sentinel Place	Monroe Avenue, northbound
Seville Place	Linden Street, east and westbound
Shawnee Drive	Imogene Drive, southbound
Shawnee Drive	Jacqueline Road, eastbound
Shawnee Drive	Mohawk Drive, eastbound
Shelly Drive	Riviera Drive East, north and southbound
Shelly Drive	Riviera Drive West, north and southbound
Shinnecock Avenue	Bayview Street East, east and westbound
Shinnecock Avenue	Iroquois Street East, east and westbound
Shinnecock Avenue	Pocahontas Street East, east and westbound
Shinnecock Avenue	Seneca Street, east and westbound
Shoreham Road	Cedar Shore Drive, north and southbound
Soloff Road	Emily Street, southbound
Soloff Road	Fair Court, southbound
Soloff Road	Ford Drive South, northbound
South Bay Avenue	Admiral Road, eastbound
South Bay Avenue	Jefferson Place, eastbound
South Bay Drive	Cedar Drive, southbound
South Bay Drive	Fairwater Drive, northbound
South Bay Drive	Greatwater Avenue, north and southbound
South Bay Drive	Highwater Avenue, northbound
South Bay Drive	Leewater Avenue, northbound
South Bay Drive	Leewater Avenue Spur, southbound
South Bay Drive	Nearwater Avenue, north and southbound
South Bay Drive	Ripplewater Avenue, north and southbound
South Bay Drive	Seminole Avenue, northbound
South Bay Drive	Stillwater Avenue, north and southbound
South Bay Drive	Sunset Road, north and southbound
South Bay Drive	Tidewater Avenue, north and southbound
South Bay Drive	Waterview Avenue, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
South Biltmore Boulevard [Added 9-14-2021 by L.L. No. 13-2021]	Biltmore Boulevard, westbound
South East Park Drive	Lourae Drive, northbound
South East Park Drive and Lourae Drive	South Park Drive, eastbound
South Merrick Road	Algonquin Avenue, north and southbound
South Merrick Road	Argonna Place, westbound
South Merrick Road	Cherokee Street, westbound
South Merrick Road	Roy Avenue, northbound
South Merrick Road	Sunset Road, northbound
South Park Drive	Sussex Avenue, northbound
South Park Drive	Wood Avenue, northbound
Spray Street	Carman Boulevard, north and southbound
Stillwater Avenue	Osprey Place, westbound
Stillwater Avenue	Peconic Drive South, southbound
Stone Boulevard	Major Road, east and westbound
Stuart Gate	Chester Avenue, northbound
Stuart Gate	North Poplar Street, southbound
Stuart Lane	Park Lane, north and southbound
Suffolk Road	Algonquin Avenue, north and southbound
Suffolk Road	Cedar Drive, north and southbound
Suffolk Road	Hollywood Avenue, southbound
Suffolk Road	Huron Avenue, north and southbound
Suffolk Road	Roy Avenue, north and southbound
Suffolk Road	Shinnecock Avenue, north and southbound
Suffolk Road	Springdale Avenue, north and southbound
Suffolk Road	Sunset Road, north and southbound
Suffolk Road	Unqua Road, north and southbound
Sunrise Drive	Edward Avenue, east and westbound
Sunrise Drive	John Street, east and westbound
Sunrise Drive	Louis Street, east and westbound
Sunset Boulevard	Bay Drive, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Sunset Boulevard	Cedar Shore Drive, southbound
Sunset Boulevard	Club Drive, northbound
Sunset Boulevard	Gloucester Road, southbound
Sunset Drive	Henry Street, east and westbound
Sunset Drive	James Street, east and westbound
Sunset Drive	John Street, east and westbound
Sunset Road	Amity Place, eastbound
Sunset Road	Nassau Road, east and westbound
Sunset Road	Peconic Drive, westbound
Sunset Road	Pocahontas Street West, eastbound
Sunset Road	South Bay Drive, westbound
Sunset Road	South Bay Place, eastbound
Surrey Road	Perth Road, northbound
Sussex Avenue	North Pine Street, eastbound and westbound
Sussex Avenue	South Park Drive, east and westbound
Sycamore Street	Forest Avenue, north and southbound
Sycamore Street	Riverside Avenue, north and southbound
Sycamore Street	Seaford Avenue, north and southbound
Tanwood Drive	Riviera Drive West, north and southbound
Thorne Avenue	Midlawn Drive, southbound
Thorne Avenue	Norman Place, northbound
Tidewater Avenue	Osprey Place, east and westbound
Toronto Avenue	South Lee Place, southbound
Trebor Road	Clocks Boulevard, north and southbound
Trebor Road	Oakley Avenue, north and southbound
Unqua Circle	Nassau Road, east and westbound
Unqua Circle	Unqua Road, southbound
Unqua Road	Burton Lane, westbound
Unqua Road	Conde Road (southerly exit to Unqua Road) eastbound
Unqua Road	Morris Avenue, westbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Unqua Road	South Merrick Road, east and westbound
Unqua Road	Suffolk Road, east and westbound
Veterans Boulevard	Central Avenue, southbound
Veterans Boulevard	Ocean Avenue, southbound
Violet Drive	North Oak Street, east and westbound
Walnut Place	North Queens Avenue, east and westbound
Walter Avenue	North Atlanta Avenue, westbound
Walter Avenue	North Syracuse Avenue, east and westbound
Waterview Avenue	South Bay Drive, westbound
Wendy Lane	Joludow Drive, northbound
West Drive	Charles Street, westbound
West Drive	Henry Street, westbound
West Drive	James Street, westbound
West Drive	John Street, westbound
West End Avenue	Berkeley Place, east and westbound
West End Avenue	St. Marks Place, east and westbound
West Shore Drive	Bayview Street West, westbound
West Shore Drive	Nassau Road, westbound
West Shore Drive	Seneca Street, westbound
West Shore Drive	South Bay Place, westbound
West Shore Drive	South Merrick Road, westbound
West Shore Drive	Suffolk Road, westbound
West Street	Jerusalem Avenue, eastbound
Westwood Road North	Pittsburg Avenue, westbound
Westwood Road North	Stuart Lane, eastbound
Westwood Road South	Ashwood Place, northbound
Westwood Road South	Linwood Place, southbound
Westwood Road South	Pittsburg Avenue, eastbound
William Road	Daniel Road, north and southbound
William Road	Joseph Road, southbound
William Street	Bayview Avenue, north and southbound

Section 233-25, Stop Intersections**MASSAPEQUA**

Through Street	Stop Street
Wood Avenue	North Pine Street, east and westbound
Woodland Lane	Dogwood Lane, westbound
Woodward Drive	North Wisconsin Avenue, east and westbound
Wright Drive	Wyngate Drive, westbound
Wyngate Drive	Hunter Ridge Road East, southbound
Wyngate Drive	Lilac Drive, northbound
Wyngate Drive	Peony Drive, northbound
Wyngate Drive	Wright Drive, southbound
York Place	Hunter Ridge Road North, east and west

Section 233-25, Stop Intersections**MASSAPEQUA PARK**

Through Street	Stop Street
Balchen Street	Juliana Road, southbound
Block Boulevard	Frances Lane, eastbound
Iris Place	Poppy Drive, eastbound
Juliana Road	Balchen Street, east and westbound
Poppy Drive	Iris Place, north and southbound
Violet Street	Atlantic Avenue, northbound
Violet Street	Henrietta Lane, southbound
Violet Street	Iris Place, southbound
Violet Street	Linda Drive, northbound
Violet Street	Pacific Street, northbound
Violet Street	Park Lane, northbound
Violet Street	Philadelphia Avenue, northbound
Violet Street	Rose Street, southbound
Westwood Road North	Cedar Place, westbound
Westwood Road North	Maple Lane, westbound

Section 233-25, Stop Intersections**OLD BETHPAGE**

Through Street	Stop Street
Beatrice Lane	Voorhis Drive, north and southbound
Cindy Drive, south side	Haypath Road, eastbound
Colonial Drive, north side	Haypath Road, westbound
Crescent Drive	Brixton Road, northbound
Dahill Road	Farragut Road, east and westbound
East Park Court	Haypath Road, east and westbound
Fams Court	Haypath Road, east and westbound
Foxwood Road	Rottkamp Place, southbound
John Drive	Walter Drive, westbound
Haypath Road	East Park Court, southbound
Pasture Lane	Voorhis Drive, east and westbound
Pasture Lane	Voorhis Drive, southbound (southernmost section)
Rottkamp Place	Voorhis Drive, east and westbound
Round Swamp Road	Oak Lane, eastbound
Round Swamp Road	Winding Road, westbound (for northbound vehicles)
Sarah Drive	South Park Drive, east and westbound
South Park Drive	Sarah Drive, southbound
Voorhis Drive	Beatrice Lane, eastbound
Voorhis Drive	Pasture Lane, westbound
Voorhis Drive	Rottkamp Place, westbound

Section 233-25, Stop Intersections**OYSTER BAY**

Through Street	Stop Street
Adams Street	Sampson Street, northbound
Anstice Street	Berry Hill Road, east and westbound
Anstice Street	Burtis Avenue, eastbound
Anstice Street	Summit Street, eastbound
Anstice Street	Weeks Avenue, east and westbound
Berry Hill Road	Anstice Street, southbound

Section 233-25, Stop Intersections**OYSTER BAY**

Through Street	Stop Street
Berry Hill Road	Hill Drive, northbound
Berry Hill Road	Kellogg Street, southbound
Berry Hill Road	Park Avenue, northbound
Berry Hill Road	School Street, southbound
Burtis Avenue	Anstice Street, north and southbound
Burtis Avenue	Ivy Street, north and southbound
Burtis Avenue	Kellogg Street, north and southbound
Burtis Avenue	School Street, north and southbound
Capitol Heights Road	Locust Lane, southbound
Entrance to Theodore Roosevelt Park	Shore Avenue, westbound
Florence Avenue	Sidney Street, east and westbound
Grace Street	McCouns Lane, north and southbound
Highwood Road	Schoolhouse Place, westbound
Hill Drive	Sideview Drive, eastbound
Hill Drive	Soundview Avenue, westbound
Hill Drive	Summit Court, eastbound
Hill Drive	West Oak Hill Drive, westbound
Ivy Street	Berry Hill Road, east and westbound
Ivy Street	Burtis Avenue, east and westbound
Ivy Street	Grace Street, westbound
Ivy Street	Jordan Street, eastbound
Jordan Street	Ivy Street, north and southbound
Kellogg Street	Burtis Avenue, east and westbound
Locust Avenue	Ivy Street, north and southbound
Maxwell Avenue	Shore Avenue, east and westbound
McCouns Lane	Agnes Street, westbound
McCouns Lane	Burtis Avenue, eastbound
McCouns Lane	East Main Street, east and westbound
McCouns Lane	Grace Street, eastbound
Melbourne Street	Florence Avenue, north and southbound
Melbourne Street	Ships Point Lane, southbound

Section 233-25, Stop Intersections**OYSTER BAY**

Through Street	Stop Street
Mill River Road	Capital Heights Road, northbound
Mill River Road	Capital Heights Road, westbound
Oakhill Drive	Singworth Street, southbound
Orchard Street	Spring Street, southbound
Railroad Avenue	Audrey Avenue, northbound
Sampson Street	Adams Street, east and westbound
Schoolhouse Place	Huckleberry Lane, northbound
Schoolhouse Place	Highwood Road, north and southbound
School Street	Burtis Avenue, east and westbound
School Street	Weeks Avenue, east and westbound
Sherwood Gate West	Sherwood Gate, westbound
Ships Point Lane	Sidney Street, eastbound
Shore Avenue	Larrabee Avenue, northbound
Shore Avenue	Town of Oyster Bay Parking Field O-6, southbound
Sidney Street	Florence Avenue, north and southbound
Sidney Street	Ships Point Lane, southbound
Singworth Street	Marion Street, westbound
Singworth Street	Oakhill Drive, east and westbound
Singworth Street	Soundview Avenue, eastbound
Soundview Avenue	Hill Drive, north and southbound
Soundview Avenue	Summers Street, southbound
Spring Street	Orchard Street, east and westbound
Summit Street	Exit of TOB Parking Field O-4, southbound
Summit Street	Exit of TOB Parking Field O-7, northbound
Summit Street	School Street, northbound
Tooker Avenue	Lexington Avenue, north and southbound
Weeks Avenue	Anstice Street, east and westbound
Weeks Avenue	Kellogg Street, northbound
Weeks Avenue	School Street, east and westbound
West Oak Hill Road	Hill Drive, north and southbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Amby Avenue	Maxine Avenue, westbound
Amby Avenue	Orchard Street, north and southbound
Amherst Drive	Eton Place, eastbound
Arthur Court	Southern Parkway, eastbound
Arthur Place	Southern Parkway, westbound
Audley Circle	Audley Court, southbound
Audrey Avenue	Manor Street, north and southbound
Barnum Avenue	Stewart Street, east and westbound
Barry Lane West	Pickwick Drive, westbound
Beaumont Drive	Linda Lane, eastbound
Beaumont Drive	Netto Lane, eastbound
Beaumont Drive	Robin Lane, eastbound
Bedford Road	Stratford Road, north and southbound
Belmont Avenue	Nathan Drive, westbound
Belmont Avenue	Stewart Street/Eileen Avenue, east and westbound
Berkshire Road	Surrey Lane, westbound
Bethpage Road	Berry Hill Place, westbound
Bethpage Road	Gable Gate, eastbound
Bethpage/Sweet Hollow Road	Winding Road, northbound
Bluebird Lane	Parkway Drive, northbound
Bradfield Road	Ramsey Road, northbound
Braun Avenue	Knickerbocker Road West, north and southbound
Brian Street	Main Parkway, northeast and southwestbound
Briarwood Lane	Algiers Street, eastbound
Briarwood Lane	Capri Gate, southbound
Briarwood Lane	Clearwater Drive, east and westbound
Briarwood Lane	Lombardi Place, westbound
Cedar Drive East	Central Park Road, north and southbound
Cedar Drive East	Radcliff Road, north and southbound
Cedar Drive West	John Street, north and southbound
Cedar Drive West	Wallace Drive, north and southbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Central Park Road	Cedar Drive East, eastbound
Central Park Road	Elaine Place, westbound
Central Park Road	Fordham Drive, eastbound
Central Park Road	Garnet Lane, eastbound
Central Park Road	Harriet Lane, westbound
Central Park Road	Main Parkway, east and westbound
Central Park Road	Manetto Drive, westbound
Central Park Road	Northern Parkway, northeastbound
Central Park Road	Southern Parkway, eastbound
Central Park Road	Sydney Street, westbound
Charlotte Place	Gerhard Road, north and southbound
Charlotte Place	Helen Avenue, southbound
Charlotte Place	Lillian Lane, southbound
Charlotte Place	Melony Avenue, southbound
Charlotte Place	Morton Boulevard, north and southbound
Charlotte Place	Sebree Place, northbound
Charlotte Place Mall Cut	Marginal Road, southbound
Cherry Drive	Cherry Court, westbound
Cherry Drive	Cherry Drive East, eastbound
Cherry Drive	Floral Drive East, eastbound
Cherry Drive West	Oak Drive, north and southbound
Clearwater Drive	Briarwood Lane, north and southbound
Clearwater Drive/Parkway Drive	Lent Drive, northbound
Commercial Street	South Terminal Drive, southeastbound
Cornell Drive	Adelphi Drive, westbound
Country Drive	Eva Lane, eastbound
Country Drive	Gilbert Lane, northbound
Country Drive	Hillwood Lane, northbound
Country Drive	Jeremy Avenue, southbound
Country Drive	Netto Lane, north and southbound
Country Road	Joyce Road, westbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Country Road	Mitchell Avenue, eastbound
Crescent Drive	Walter Lane, eastbound
Cynthia Drive [Added 7-12-2022 by L.L. No. 7-2022]	Hope Drive, north and southbound
Cypress Court	Devonshire Court, east and westbound
Debora Drive	Gerhard Road, northbound
Devonshire Court	Cypress Lane, northbound
Devonshire Court	Overlook Lane, southbound
Devonshire Court	Sherwood Drive, northwestbound
Diamond Drive	Manetto Drive, east and westbound
East Ames Court	Terminal Drive, north and southbound
East Marginal Road	Northern Parkway, westbound
East Park Drive	Haypath Road, east and westbound
East Park Drive	Lesley Lane, eastbound
East Park Drive	Wilshire Road, westbound
Edgewood Gate	Netto Lane, southbound
Edi Avenue	Kroll Street, northbound
Edi Avenue	Main Parkway
Eileen Avenue	Sherman Avenue, southbound
Eileen Avenue/Stewart Street	Belmont Avenue, north and southbound
Elaine Place	Central Park Road, north and southbound
Elaine Place	Country Drive, southbound
Elaine Place	Noral Lane, southbound
Eldorado Boulevard	Universal Boulevard, north and southbound
Eleanor Road	Agatha Drive, eastbound
Elmwood Street	Amby Avenue, east and westbound
Elmwood Street	Audry Avenue, east and westbound
Elmwood Street	Jamaica Avenue, east and westbound
Elmwood Street	Nassau Avenue, east and westbound
Elmwood Street	Virginia Avenue, east and westbound
Elmwood Street	Westbury Avenue, north and southbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Eton Place	Amherst Drive, north and southbound
Evelyn Road	Haypath Road, east and westbound
Evelyn Road	Maple Gate, northbound
Evelyn Road	Maplewood Drive, southbound
Evelyn Road	Patricia Street, eastbound
Executive Drive	Commercial Street, northbound
Executive Drive	East Ames Street, northbound
Executive Drive	Express Street, northbound
Fairchild Avenue	Dupont Street, southbound
Fairchild Court	Fairchild Avenue, eastbound
Fams Drive	Jacob Road, northbound
Farmers Avenue	Haypath Road, westbound
Fern Place	Orchard Street, north and southbound
Floral Avenue	Gates Avenue, westbound
Floral Avenue	Lane Avenue, westbound
Floral Avenue	Sherman Avenue, westbound
Floral Drive West	John Street, north and southbound
Floral Drive West	Wallace Drive, north and southbound
Fordham Drive	Central Park Road, southwest and northbound
Forest Drive	Manor Street, northeastbound
Forest Drive	Orchard Street, north and southbound
Forest Drive	South Forest Drive, northbound
Forte Avenue	Gable Gate, westbound
Frederick Drive	Margaret Drive, north and southbound
Gable Gate	Brixton Road, southbound
Garnet Lane	Central Park Road, north and southbound
Gary Place	Netto Lane, north and southbound
Georgia Lane	Ruby Lane, north and southbound
Gerhard Road	Clover Hill Drive, westbound
Gerhard Road	Debora Drive, westbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Gerhard Road	Eastbound traffic exiting Greenbriar Asso., The Residence Inn
Gerhard Road	Harold Court, eastbound
Gerhard Road	Leah Lane, westbound
Gerhard Road	Margaret Drive, eastbound
Gerhard Road East	Charlotte Place, westbound
Gilbert Lane	Overlook Lane, northbound
Glenbrook Road	Wayland Road, east and westbound
Glenwood Road	Avery Lane, eastbound
Glenwood Road	Radnor Road, eastbound
Glenwood Road	Thomas Lane, westbound
Grace Street	Mark Place, eastbound
Grohmans Lane	Lincoln Road North, eastbound
Grohmans Lane	Lincoln Road South, eastbound
Harold Court	Gerhard Road, southbound
Harriet Lane	Central Park Road, northbound
Harriet Lane	Randy Lane, north and southbound
Harvard Drive	High Ridge Road, westbound
Haypath Road	Cindy Road, northeastbound
Haypath Road	Colonial Drive, southwestbound
Haypath Road	East Park Court, southbound
Haypath Road	East Park Drive, northbound
Haypath Road	Eleanor Road, southbound
Haypath Road	Evelyn Drive, northbound
Haypath Road	Forte Avenue, southbound
Haypath Road	Maggio Lane, southbound
Haypath Road	Robert Street, southbound
Haypath Road	Sarah Road, northeastbound
Haypath Road	Sherman Road, southeastbound
Haypath Road	Sylvia Road, southbound
Haypath Road	West Park Drive, northbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Helen Avenue	Carol Place, southbound
Helen Avenue	Hope Drive, north and southbound
Helen Avenue	Joel Place, southbound
Hollywood Drive North	Pasadena Drive, north and southbound
Hope Drive	Charlotte Place, eastbound
Hope Drive	Cynthia Lane, eastbound
Hope Drive	Lillian Lane, eastbound
Hope Drive	Melony Avenue, eastbound
Hope Drive	Peter Lane, eastbound
Hope Drive	Scott Place, westbound
Irene Lane North	Marilyn Boulevard, north and southbound
Island Street	Universal Boulevard, north and southbound
Ives Lane	Winthrop Road, northbound
Jacob Road	Ruth Place, westbound
Jamaica Avenue	Kent Place, southbound
Jamaica Avenue	Manor Street, northbound
Jamaica Avenue	Oak Drive, southbound
Jamaica Avenue	Orchard Street, northbound
Jamaica Avenue	Parkview Street, northbound
Janet Drive	Surrey Lane, eastbound
Jeremy Avenue	Country Drive, north and southbound
Jerold Street	Arthur Court, southbound
Jerold Street	Rose Lane, northbound
Jerold Street	Sylvia Lane, northbound
Joel Place	Morton Boulevard, eastbound
John Drive	Michael Drive, southeastbound
John F. Kennedy HS Parking Lot	Kennedy Drive, eastbound
John F. Kennedy HS Parking Lot	Roundtree Drive, northbound
John Street	Birch Drive, east and westbound
John Street	Cedar Drive, east and westbound
John Street	Cherry Drive, east and westbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
John Street	Floral Drive, east and westbound
John Street	Main Parkway, east and westbound
John Street	Northern Parkway, east and westbound
John Street	Phipps Lane, eastbound
Joyce Road	Nick Place, westbound
Joyce Road	Randy Lane, northbound
Joyce Road	Victor Street, east and westbound
Julliard Drive	Joslyn Drive, northbound
Kalda Lane	Ruby Lane, east and westbound
Kent Avenue	Jamaica Avenue, east and westbound
Kent Place	Plymouth Road, westbound
Kent Place	Stratford Road, eastbound
Keswick Lane	Meryll Place, eastbound
Knickerbocker Road East/South	Darley Road, westbound
Knickerbocker Road North/East	East Gate, southbound
Knickerbocker Road North/West	West Gate, southbound
Knickerbocker Road South	Elmwood Street, northbound
Knickerbocker Road South	Hollyberry Road, westbound
Knickerbocker Road West/South	Bentley Road, eastbound
Knowles Street	Kenneth Street, southbound
Knowles Street	Lester Place, northbound
Knowles Street	Randy Lane, southbound
Knowles Street	Rex Place, northbound
Laurel Court	Rose Street, eastbound
Lent Drive	Haypath Road, westbound
Lent Drive	Myron Road, eastbound
Lent Drive	Sylvia Road, eastbound
Lever Place	Pasadena Drive, north and southbound
Lincoln Road West	Stewart Street, east and westbound
Lindsay Street	Sally Lane, north and southbound
Lynn Court	Floral Avenue, north and southbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Main Parkway	Diamond Drive, north and southbound
Main Parkway	Gordon Avenue, northbound
Main Parkway	John Street, north and southbound
Main Parkway	Wallace Drive, north and southbound
Main Parkway East	Milne Place, southbound
Manetto Drive	Diamond Drive, north and southbound
Manetto Hill Road	Library Lane, eastbound
Manor Street	Amby Avenue, east and westbound
Manor Street	Audrey Avenue, east and westbound
Manor Street	Nassau Avenue, east and westbound
Manor Street	Ontario Avenue, east and westbound
Manor Street	Virginia Avenue, east and westbound
Manor Street	Westbury Avenue, east and westbound
Maplewood Drive	Shatel Road, westbound
Maplewood Drive	Shelter Hill Road, southbound
Maplewood Drive	Stevens Lane, eastbound
Margaret Drive	Frederick Drive, northbound
Margaret Drive Mall Cut	Marginal Road, southbound
Marilyn Boulevard	Avery Lane, westbound
Marilyn Boulevard	Daniel Drive, eastbound
Marilyn Boulevard	Irene Lane South, westbound
Marilyn Boulevard	Phipps Lane, east and westbound
Melissa Lane	Dahill Road, northbound
Milford Drive	Ruey Place, southbound
Mitchell Avenue	Country Drive, east and westbound
Mitchell Avenue	Eva Lane, westbound
Mitchell Avenue	Jeremy Avenue, westbound
Mitchell Avenue	Saul Place, eastbound
Mitchell Avenue	Sydney Street, eastbound
Montclair Road	Wilson Place, north and southbound
Morton Boulevard	Peter Lane, westbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Morton Boulevard	Rose Place, northbound
Myron Road	Briarwood Lane, southbound
Nassau Avenue	Elmwood Street, north and southbound
Nassau Avenue	Manor Street, north and southbound
Nassau Avenue	Westbury Avenue, southbound
Nathan Drive	Sterling Court, northbound
Netto Lane	Beaumont Drive, north and southbound
Netto Lane	Rita Lane, southbound
Netto Lane	Wilson Place, southeastbound
Newcastle Avenue	Essex Road, southbound
Nick Place	Joyce Road, north and southbound
Nixon Drive	Eldorado Boulevard, eastbound
Nixon Drive	Manor Street, southwestbound
Nixon Drive	Relda Street, eastbound
Northern Parkway West	Wood Lane, northeastbound
Oak Drive	Birch Drive, westbound
Oak Drive	Brixton Avenue, eastbound
Oak Drive	Carol Street, eastbound
Oak Drive	Cedar Drive West, westbound
Oak Drive	Cherry Drive, westbound
Oak Drive	Floral Drive, westbound
Oak Drive	Jamaica Avenue, east and westbound
Oak Drive	Main Parkway, westbound
Oak Drive	Northern Parkway, westbound
Oakwood Lane	Sagamore Street, southbound
Oakwood Lane	Wilson Place, northbound
Old Country Road	Shoprite, south side driveway exit/entrance
Ontario Avenue	Elmwood Street, north and southbound
Ontario Avenue	Orchard Street, north and southbound
Orchard Street	Amby Avenue, east and westbound
Orchard Street	Atwood Road, eastbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Orchard Street	Audrey Avenue, east and westbound
Orchard Street	Fern Place, westbound
Orchard Street	Forest Drive, eastbound
Orchard Street	Nassau Avenue, east and westbound
Orchard Street	Ontario Avenue, east and westbound
Orchard Street	Virginia Avenue, east and westbound
Orchard Street	Westbury Avenue, east and westbound
Pal Street	Beaumont Drive, westbound
Parkview Street	Amby Avenue, east and westbound
Parkview Street	Audrey Avenue, east and westbound
Parkview Street	Nassau Avenue, east and westbound
Parkview Street	Ontario Avenue
Parkway Drive	Lombardi Drive, eastbound
Pasadena Drive	Hollywood Drive, westbound
Pasadena Drive	Jerold Street, westbound
Pasadena Drive	Judith Street, eastbound
Pasadena Drive	Lever Place, northwestbound
Pasadena Drive	Maxine Avenue, eastbound
Pasadena Drive	Nassau Avenue, eastbound
Pasadena Drive	Richard Court, eastbound
Pasadena Drive	Southern Parkway, east and westbound
Pasture Lane	Simpson Drive, northbound
Patton Place	Sherman Avenue, east and westbound
Phipps Lane	Glenwood Road, southbound
Phipps Lane	Marilyn Boulevard, north and south
Phipps Lane	Wallace Drive, northbound
Plainview Road	Clearwater Drive, westbound
Pleasant Avenue	Jano Place, northbound
Pleasant Avenue	Pal Street, northbound
Pleasant Avenue	Richfield Street, north and southbound
Pleasant Avenue	Sagamore Street, northbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Plum Lane	Northern Parkway West, north and southbound
Plymouth Road	Brixton Avenue, westbound
Plymouth Road	Kent Place, northbound
Plymouth Road	New Castle Avenue, eastbound
Plymouth Road	Roxbury Avenue, eastbound
Presidential Drive South	Presidential Drive East, southbound
Prospect Place	Southern Parkway, east and westbound
Radcliff Road	Cedar Drive East, westbound
Radcliff Road/Ruby Lane	Southern Parkway, east and westbound
Radnor Road	Roxton Road, southbound
Radnor Road	Warren Way, southeastbound
Ramsey Road	Bradford Road, east and westbound
Randy Lane	Elaine Place, eastbound
Randy Lane	Harriet Lane, eastbound
Randy Lane	Knowles Street, westbound
Rex Place	Knowles Street, east and westbound
Richfield Street	Pleasant Avenue, east and westbound
Round Swamp Road	Egress Drive at 101-108 Round Swamp Road, westbound
Roundtree Drive	Bradford Road, eastbound
Roundtree Drive	Iris Road, northbound
Roxton Road	Den Place, southbound
Roxton Road	Winthrop Road, northbound
Ruby Lane	Garnet Lane, southbound
Ruby Lane	Georgia Lane, westbound
Ruby Lane	Kalda Lane, north and southbound
Ruey Place	Holly Lane, eastbound
Ruth Place	Fams Drive, eastbound
Sagamore Street	Oakwood Avenue, east and westbound
Sagamore Street	Sunnyside Boulevard, northeast and southwestbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Sally Lane	Richfield Street, northbound
Schoolhouse Road	Barry Lane West, northbound
Scott Place	Hope Drive, north and southbound
Shelter Hill Road	Lever Place, southbound
Shelter Hill Road	Steven Lane, westbound
Shelter Hill Road	Sunset Lane, eastbound
Sherwood Drive	Holly Lane, westbound
Sherwood Drive	Ruey Place, northbound
Simpson Drive	Berry Hill Place, northbound
Simpson Drive	Prescott Place, southbound
Skellington Road	West Lane Drive, north and southbound
Southern Parkway	Arthur Court, northbound
Southern Parkway	Arthur Place, southbound
Southern Parkway	Central Park Road, north and southbound
Southern Parkway	East Marginal Road, north and southbound
Southern Parkway	John Street, southbound
Southern Parkway	Pasadena Drive, northbound
Southern Parkway	Wallace Drive, southbound
South Park Drive	Joann Drive, northbound
South Oaks Boulevard	Acorn Lane, eastbound
South Oaks Boulevard	Northern Parkway, westbound
South Oyster Bay Road	Amby Avenue, westbound
South Oyster Bay Road	Audrey Avenue, westbound
South Oyster Bay Road	Eldorado Boulevard, westbound
South Oyster Bay Road	Island Street, westbound
South Oyster Bay Road	Ontario Avenue, westbound
South Oyster Bay Road	Relda Street, westbound
South Oyster Bay Road	Sunrise Street, westbound
South Oyster Bay Road	Vernon Street, westbound
South Oyster Bay Road	Westbury Avenue, westbound
Spector Lane	Shatel Road, eastbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Stauber Drive	Monette Road, westbound
Stauber Drive	Spector Lane, eastbound
Stephen Drive	Brown Drive, westbound
Stephen Drive	Cynthia Drive, westbound
Stephen Drive	Edith Drive, westbound
Stephen Drive	Scott Place, eastbound
Sterling Court	Nathan Drive, east and westbound
Stewart Street	Barnum Avenue, north and south
Stratford Road	Bedford Road, westbound
Stratford Road	Newcastle Road, southbound
Sunnyside Boulevard	Pal Street, north and southbound
Sunnyside Boulevard	Richfield Street, north and southbound
Sunnyside Boulevard	Sagamore Street, north and southbound
Sunnyside Boulevard	Summit Street, southbound
Sunnyside Boulevard	Terminal Drive, northbound
Sunrise Street	Nixon Drive, northbound
Sunrise Street	Universal Boulevard, north and southbound
Sutton Drive	Joslyn Drive, southbound
Sylvia Lane	Brook Path eastbound
Sylvia Lane	Jerold Street, eastbound
Sylvia Lane	Monette Road, eastbound
Sylvia Lane	Warren Place, eastbound
Sylvia Road	Jacob Road, southbound
Terminal Drive	Sunnyside Boulevard, north and southbound
Thomas Lane	Winthrop Road, southbound
Universal Boulevard	Blanche Street, east and westbound
Universal Boulevard	Eldorado Boulevard, east and westbound
Universal Boulevard	Island Street, east and westbound
Universal Boulevard	Relda Street, east and westbound
Universal Boulevard	Sunrise Street, east and westbound
Universal Boulevard	Vernon Street, east and westbound

Section 233-25, Stop Intersections**PLAINVIEW**

Through Street	Stop Street
Universal Boulevard	Wendell Street, east and westbound
Victor Street	Joyce Road, westbound
Violet Lane	Garden Gate, southbound
Virginia Avenue	Orchard Street, north and southbound
Virginia Avenue	Parkview Street, north and southbound
Virginia Avenue	Westbury Avenue, north and southbound
Wallace Drive	Cedar Drive West, eastbound
Wallace Drive	Cherry Drive, eastbound
Wallace Drive	Main Parkway, eastbound
Wallace Drive	Northern Parkway, northeast and southwestbound
Warren Place	Sylvia Lane, north and southbound
Washington Avenue	Adelphia Drive, eastbound
Washington Avenue	Harvard Drive North, eastbound
Washington Avenue	Harvard Drive South, eastbound
Washington Avenue	Princeton Drive, eastbound
Washington Avenue	Sherwood Drive, southbound
Wendell Street	Parkview Street, southbound
Wendell Street	Universal Boulevard, northbound
Westbury Avenue	Manor Street, north and southbound
Westbury Avenue	Parkview Street, north and southbound
West Lane Drive	Fairview Lane, eastbound
West Park Drive	Lesley Lane, westbound
West Park Drive	South Park Drive, east and westbound
Whitlock Street	Country Drive, eastbound
Wilson Place	Montclair Road, eastbound
Wilson Place	Robin Lane, east and westbound
Winthrop Road	Glenwood Road, eastbound
Winthrop Road	Wayland Road, eastbound
Wood Court	Parkway Drive, westbound
Woodbury Road	Coronet Lane, northbound

Section 233-25, Stop Intersections**SEAFORD**

Through Street	Stop Street
Bayberry Lane	Woodland Lane, northbound
Daleview Avenue	Stuart Place, southeastbound
Florence Road	Kingsberry Road, eastbound
Flowerdale Road	Arlington Drive, northbound
Old Post Road	Rutherford Drive, northbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
First Street	Church Street, westbound
Albert Avenue	Humphrey Drive, northbound
Anita Avenue	Elliman Place/Horton Place, east and westbound
Ann Drive	Betty Street, westbound
Ann Drive	Cary Street, eastbound
Ann Drive	Jean Place, northbound
Ashford Drive	Doone Drive, east and westbound
Ashford Drive	Pickwick Drive East, southbound
Ashford Drive	Pickwick Drive West, southbound
Ava Drive	Clarissa Drive, northbound
Avon Court	Berkeley Lane, northbound
Azalea Drive	Laurel Lane, eastbound
Azalea Drive	Lilac Drive, northwest and southeastbound
Azalea Drive	Renee Road, east and westbound
Barbara Drive	Lewis Lane, east and westbound
Barry Lane	Greenway Drive South, southbound
Barston Street	Hicks Avenue, eastbound
Belmont Circle, at pedestrian walkway in the vicinity of house numbers 103 and 104	Belmont Circle, east and westbound
Belmont Circle	Marsak Lane, northbound
Belmont Circle	Southwood Circle (east and west intersections), north and southbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Belmont Circle	Southwood Circle (northernmost intersection), north and southbound
Belmont Circle	Southwood Circle (southernmost intersection), southbound
Belmont Circle	Syosset Circle, eastbound
Belmont Circle	Virginia Drive, southbound
Berkeley Lane	Avon Court, westbound
Berkeley Lane	Carolyn Court, westbound
Berkeley Lane	Dover Lane, southbound
Berkeley Lane	Ellis Drive, south and westbound
Berkeley Lane	Elmwood Lane, southbound
Berkeley Lane	Marlene Drive, east and westbound
Berkeley Lane	Odell Lane, southbound
Berry Hill Road	Baylis Place, eastbound
Berry Hill Road	Rodeo Drive, westbound
Beth Place	Melanie Lane, north and southbound
Birchwood Park Drive	Birchwood Court West, northbound
Birchwood Park Drive	Dale Avenue, northbound
Birchwood Park Drive	Ketchams Road, northbound
Birchwood Park Drive	Michael Road, northbound
Birchwood Park Drive	Morris Drive, southbound
Bluebird Drive	Southwood Circle, north and southbound
Burke Lane	Willets Drive, east and southbound
Calvert Drive	Chelsea Drive, east and westbound
Cambria Road	Chadwick Road, north and southbound
Cambria Road	Eaton Road, northbound
Cambria Road	Saturn Court, northbound
Candy Lane	Bluebird Drive, westbound
Candy Lane	Donna Lane, westbound
Candy Lane	Milton Lane, eastbound
Candy Lane	Southwood Circle, southbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Cary Street	Melanie Lane, north and southbound
Cedar Street	Exit of shopping center, 601-641 Jericho Turnpike, eastbound
Cedar Street	Lesley Drive, northbound
Cedar Street	Wendy Lane, eastbound
Center Drive	Dover Lane, northbound
Church Street	First Street, northbound
Church Street	North Street, north and southbound
Church Street	Split Rock Road, north and southbound
Church Street	Woodbury Way, north and southbound
Circle Drive	Lincrest Street, north and southbound
Circle Drive	Plaza Gate, eastbound
Clarissa Drive	Dorothy Drive, eastbound
Cold Spring Road [Added 9-14-2021 by L.L. No. 13-2021]	Cherry Lane southbound
Colony Lane	Alderwood Lane, southbound
Colony Lane	Marsak Lane, southbound
Colony Lane	School Driveway, northbound
Colony Lane	Southwood Circle, westbound
Convent Road	Fourth Place, southbound
Convent Road	Fifth Place, southbound
Convent Road	Greenway Drive, south and northbound
Corin Court	Albergo Lane, southbound
Crestwood Street	Calvin Avenue, east and westbound
Crestwood Street	Meadowbrook Road, east and west
Crestwood Street	Schoolhouse Lane, east and west
Dale Avenue	Birchwood Park Drive, east and westbound
Dawes Avenue	Humphrey Drive, north and southbound
Deborah Road	Leonard Road, northbound
Devine Avenue	Ava Drive, northbound
Devine Avenue	Railroad Avenue, southbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Doone Drive	Ashford Drive, northeastbound
Dorcas Avenue	Humphrey Drive, north and southbound
Dover Lane	Berkeley Lane, east and westbound
Drury Lane	Westminster Road, northeastbound
East Street	North Street, southbound
East Street	Orchard Street, north and southbound
East Street	Woodbury Way, north and southbound
East Woods Road	Nassau Street, northbound
Edward Avenue	Humphrey Drive, north and southbound
Edward Lane	Ira Road, eastbound
Edward Lane	Miller Boulevard, east and westbound
Eileen Way	Michael Drive, north and southbound
Elderberry Road	Crome Road, southbound
Elderberry Road	Gary Road, westbound
Elderberry Road	Keen Gate, eastbound
Elliman Place/Horton Place	Anita Avenue, north and southbound
Elmwood Lane	Berkeley Lane, westbound
Elmwood Lane	Deer Path Lane, westbound
Elmwood Lane	Marlene Drive, eastbound
Evergreen Drive	Hemlock Drive, southbound
Evon Drive	Doone Drive, westbound
Fieldstone Drive	The Mall, eastbound
Forest Drive	Freedom Lane, westbound
Garden Circle	Southwood Circle, southbound
Garden Circle	Syosset Circle, northbound
Gary Road	New Market Road, eastbound
Georgia Drive	Florence Drive, northbound
Georgia Drive	Wanda Lane, westbound
Gordon Drive	Sportset Driveway Exit, eastbound
Greenway Drive	Convent Road, east and westbound
Harmony Court	Church Street, east and westbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Hemlock Drive	Valley Road, eastbound
Hickman Court	Hickman Street, westbound
Hicks Avenue	Barston Street, northbound
Hicks Avenue	Whitman Avenue, southbound
Hicks Avenue	William Avenue, southbound
Hillside Lane	Edgewood Drive, eastbound
Hillside Lane	Evergreen Drive, westbound
Hillside Lane	Fieldstone Drive, northbound
Hillside Lane East	Valley Road, westbound
Hillside Lane South	Meadow Lane, southbound
Holly Lane	Stillwell Lane, east and westbound
Humphrey Drive	Beatrice Avenue, east and westbound
Humphrey Drive	Dawes Avenue, east and westbound
Humphrey Drive	Edward Avenue, westbound
Humphrey Drive	Flo Drive/Albert Drive, eastbound
Humphrey Drive	Walker Avenue, westbound
Ira Road	Fifth Place, northbound
Ira Road	Miller Boulevard, southbound
Ira Road	Sherman Avenue, northbound
James Street	Southwood Circle, northbound
Jackson Avenue	Devine Avenue, eastbound
Jerome Road	Miller Boulevard, eastbound
Kathleen Drive East	Melanie Lane, westbound
Kathleen Drive North	Evelyn Lane, northbound
Kathleen Drive North	Patricia Drive, northbound
Kathleen Drive West	Marta Lane, eastbound
Keen Gate	Elderberry Road, north and southbound
Ketchams Road	Deborah Road, eastbound
Lenore Street	Stuart Drive, eastbound
Lenore Street	Susan Court, westbound
Leonard Road	Sheila Drive, westbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Lesley Drive	Betty Street, eastbound
Lewis Lane	Flo Drive, northbound
Linda Lane	Preston Lane, northbound
Locust Lane	Greenfield Road, southbound
Locust Lane	Preston Lane, northbound
Lorraine Street	Miller Place, north and southbound
Marlene Drive	Berkeley Lane, northbound
Marlene Drive	Center Drive, northbound
Marlene Drive	Deer Path Lane, northbound
Marsak Lane	Belmont Circle, east and westbound
Marsak Lane	Colony Lane, north and southbound
Meadowbrook Road	Crestwood Street, north and southbound
Meadowbrook Road	Woodland Avenue, north and south
Meadow Lane	Hillside Lane South, east and westbound
Melanie Lane	Gary Street, westbound
Melanie Lane	Hicks Avenue, eastbound
Melanie Lane	Nana Place, westbound
Michael Drive	Eileen Way, eastbound
Michael Road	Birchwood Park Drive, east and westbound
Miller Boulevard	Edward Lane, northbound
Miller Boulevard	Ira Road, east and westbound
Miller Boulevard	Jerome Road, southbound
Miller Boulevard	Exit to commercial establishment across from Lorraine Street, eastbound
Miller Place	Colony Lane, southbound
Miller Place	Exit from commercial establishment across from Lorraine Street
Milton Lane	Southwood Circle, northbound
Morris Drive	Birchwood Park Drive, east and westbound
Nana Place	Melanie Lane, north and southbound
Narcissus Drive	Renee Road, east and westbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Nevada Street	Arizona Avenue, east and westbound
Newmarket Road	Greenvale Lane, northbound
Oak Drive	Maple Place, westbound
Odell Court	Berkeley Lane, eastbound
Orchard Street	East Street, east and westbound
Orchard Street	Maple Street, westbound
Parkway Drive	East Court, northbound
Parkway Drive	Eaton Road, southbound
Parkway Drive	Hillvale Road, northbound
Parkway Drive	Village Drive, northbound
Parkway Drive	Westminster Road, southbound
Parkway Drive	Wood Court, southbound
Peg Place	Honey Drive, southbound
Peg Place	Robert Circle, north and south
Perry Court	Renee Road, east and westbound
Picardy Lane	Stillwell Lane, east and westbound
Pickwick Drive North	Warren Drive, northbound
Plaza Gate	Circle Drive, north and southbound
Preston Lane	Garden Circle, westbound
Queens Street	Roosevelt Avenue, east and westbound
Queens Street	Whitney Avenue, east and westbound
Railroad Avenue	Devine Avenue, westbound
Renee Road	Azalea Drive, northbound
Renee Road	Narcissus Drive, northbound
Renee Road	Perry Court, northbound
Richard Lane	Miller Boulevard, east and westbound
Richmond Street	Tredwell Avenue, westbound
Richmond Street	Tredwell Court, eastbound
Robbins Lane	Aerial Way (east), southbound
Robbins Lane	Aerial Way (west), southbound
Robbins Lane	Freedom Drive, northbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Robbins Lane	Lydia Place, northbound
Robert Circle	Barry Lane, westbound
Robert Circle	Peg Place, eastbound
Robert Circle	Teibrook Avenue, east and westbound
Robert Street	Southwood Circle, northbound
Roosevelt Avenue	Queens Street, north and southbound
Roosevelt Avenue	Richmond Street, northbound
Saturn Court	Cambria Road, east and westbound
School entrance near Fifth Street	Convent Road, east and westbound
School right-of-way east of Marsak Lane	Colony Lane, east and westbound
School right-of-way 200 +/- east of Virginia Drive	Belmont Circle, northeast and southwest bound
School House Lane	Anita Lane, northbound
School House Lane	Crestwood Street, southbound
South Oyster Bay Road	Plaza Gate, eastbound
Southwood Circle	Belmont Circle (northernmost intersection), eastbound
Southwood Circle	Belmont Circle (southernmost intersection), southbound
Southwood Circle	Bluebird Drive, eastbound
Southwood Circle	Bruce Street, southbound
Southwood Circle	Candy Lane, eastbound
Southwood Circle	Colony Lane, north and southbound
Southwood Circle	James Street, westbound
Southwood Circle	Parkfield Court North, westbound
Southwood Circle	Parkfield Court South, westbound
South Woods Road	Chelsea Drive, eastbound
Split Rock Road	Calvin Avenue, southwestbound
Split Rock Road	Church Street, east and westbound
Split Rock Road	Elliman Place, west and southbound
Split Rock Road	Meadowbrook Road, southwestbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Split Rock Road	Monfort Street, westbound
Split Rock Road	Sagamore Drive, westbound
Split Rock Road	School House Lane, westbound
Stillwell Lane	Picardy Lane, southbound
Stuart Drive	Melanie Drive, northbound
Stuart Drive	Woodland Gate, southbound
Syosset Circle	Carol Lane, westbound
Syosset Circle	Georgia Drive, westbound
Syosset Circle	Linda Lane, eastbound
Teibrook Avenue	Robert Circle, north and south
Terrehans Lane	Gateway Drive, north and southbound
Tredwell Avenue	Richmond Street, north and southbound
Underhill Avenue	Hicks Avenue, westbound
Village Road	Hillvale Road, eastbound
Village Road	Market Drive, east and westbound
Village Road	Mesa Road, eastbound
Village School Drive	Convent Road, east and westbound
Virginia Road	Belmont Circle, east and westbound
Walnut Drive	Colony Lane, north and south
Wanda Lane	Southwood Circle, southbound
Westminster Road	Drury Lane, northwest and southeastbound
Westminster Road	Parkway Drive, eastbound
Whitman Avenue	Whitman Avenue, north and southbound
Whitman Avenue	Willets Avenue, eastbound
Whitney Avenue	Nassau Street, northbound
Whitney Avenue	Queens Street, north and southbound
Willis Avenue	Railroad Avenue, north and south
Willis Avenue	Richmond Street, north and southbound
Willets Avenue	Whitman Avenue, north and southbound
Willets Drive	Beatrice Avenue, westbound
Willets Drive	Burke Lane, northwestbound

Section 233-25, Stop Intersections**SYOSSET**

Through Street	Stop Street
Willets Drive	Dawes Avenue, westbound
Willets Drive	Lewis Lane, southbound
Willets Drive	Raynham Drive, eastbound
Woodbury Way	Church Street, eastbound
Woodbury Way	East Street, eastbound
Woodbury Way	Maple Street, eastbound
Woodbury Way	North Street, northeastbound
Woodland Avenue	Calvin Avenue, east and west
Woodland Avenue	Monfort Place, eastbound
Woodland Avenue	Schoolhouse Lane, east and west
Woodland Avenue	Meadowbrook Road, east and west

Section 233-25, Stop Intersections**WOODBURY**

Through Street	Stop Street
Avery Road	Elm Street, eastbound
Avery Road	Pine Drive, eastbound
Ballsten Drive	Colgate Lane, north and south
Canterbury Road	Lark Drive, southbound
Canterbury Road	Sparrow Lane, southbound
Canterbury Road	Wren Drive, southbound
Castle Drive	Crossbow Lane, eastbound
Chauncey Place	Shannon Drive, eastbound
Clemson Lane	Colgate Lane, north and southbound
Cypress Drive	Elm Street, westbound
Cypress Drive	Hunting Hill Road, southbound
East Drive	Angel Way, exit ramp, northeast bound
Glen Drive	Joyce Lane, southbound
Gloria Drive	Merrill Lane, southbound
Joyce Lane	Merrill Lane, northbound
Juneau Boulevard	Nome Drive, westbound

Section 233-25, Stop Intersections**WOODBURY**

Through Street	Stop Street
Kodiak Drive	Juneau Boulevard, northbound
Livengood Court	Juneau Boulevard, north and southbound
Nome Drive	Juneau Boulevard, north and southbound
Orchard Drive	The Brae, westbound
Piquet Lane	Kristi Lane, eastbound
Roseanne Drive	Jones Court, eastbound
Roseanne Drive	Verna Way, westbound
Shadow Lane	The Brae, eastbound
Shadow Lane	The Rise, northbound
Shannon Drive	Chauncey Place, north and southbound
Troy Court	Colgate Lane, northbound
Turret Lane	Crossbow Lane, westbound
Winthrop Drive	Irving Drive, southbound
Wren Drive	Sparrow Lane, westbound
Yukon Drive	Bristol Drive, westbound

§ 233-26. (Reserved)**§ 233-27. Stop intersections designated by flashing red signals.**

Flashing red signals shall be established at the following intersections in the Town:

Section 233-27, Stop Intersections Designated by Flashing Red Signals**MASSAPEQUA**

Street	Side	Intersection
North Broadway	East	Traffic approaching north on North Broadway shall stop on red signal as indicated by a sign between North Rutherford Avenue and the north curbline of Southern State Parkway
North Broadway	West	Traffic approaching south on North Broadway shall stop on red signal as indicated by sign located at a point +/- 50 feet north of the north curbline of North Albany Avenue

§ 233-28. Yield intersection; erection of signs.

The following intersections are hereby designated as "through" and "yield" streets, and "yield" signs shall be erected on the yield streets at their intersections with the through streets:

Section 233-28, Yield Intersections**HICKSVILLE**

Through Street	Yield Street
Cantiague Lane	Cantiague Road Spur, westbound
Nevada Street	Bethpage Road, eastbound
Willet Avenue	Willet Avenue Spur, northbound

Section 233-28, Yield Intersections**MASSAPEQUA**

Through Street	Yield Street
Edgewater Avenue	Amity Place, eastbound
Louden Avenue	Carmans Road (spur), southbound
North Broadway	Boundary Avenue, eastbound
North Michigan Avenue	North Central Avenue, southbound
North Pine Street	Marlboro Avenue, northbound
North Poplar Street	Exit 30 South, northbound
Parkside Boulevard [Added 9-14-2021 by L.L. No. 13-2021]	Clark Avenue, northbound spur
South Bay Drive	Fairwater Avenue Spur
South Bay Drive	Greatwater Avenue, right stub, northbound
South Bay Drive	Highwater Avenue Spur, northbound
South Bay Drive	Leewater Avenue Spur, northbound
South Bay Drive	Nearwater Avenue, right stub, northbound
South Bay Drive	Ripplewater Avenue Spur, northbound
South Bay Drive	Stillwater Avenue Spur, northbound
South Bay Drive	Tidewater Avenue Spur, northbound
South Bay Drive	Waterview Avenue Spur, northbound

Section 233-28, Yield Intersections**OYSTER BAY**

Through Street	Yield Street
Larabee Avenue	Theodore Roosevelt Park exit
Shore Avenue	Theodore Roosevelt Park exit

Section 233-28, Yield Intersections**PLAINVIEW**

Through Street	Yield Street
Bethpage-Sweet Hollow Road	Winding Road, northbound
Gerhard Road	Marginal Road, southbound
Point of Woods Road	Haypath Road, eastbound
Winding Road	Sweet Hollow Road (west spur) southbound

Section 233-28, Yield Intersections**SYOSSET**

Through Street	Yield Street
Woodbury Way	North Street, northeasterly

Section 233-28, Yield Intersections**WOODBURY**

Through Street	Yield Street
Crossways Park Drive	Crossways Park West, eastbound
Crossways Park West	Crossways Park Drive, westbound
Crossways Park West	Crossways Park North, southeastbound
South Woods Road	Cold Spring Road, southbound

§ 233-29. Stop here on red light.

Vehicles shall stop for red lights at the following intersections:

Section 233-29, Stop Here on Red Light**BETHPAGE**

Through Street	Stop Street
Benkert Street	Broadway, north and southbound
Broadway	Benkert Street, eastbound
Broadway	Powell Avenue, westbound
Central Avenue	Central Avenue South, northbound
Central Avenue South	Central Avenue, east and westbound
Powell Avenue	Broadway, north and southbound

Section 233-29, Stop Here on Red Light**MASSAPEQUA**

Through Street	Stop Street
Central Avenue	Veterans Boulevard, eastbound

§ 233-30. through § 233-33. (Reserved)

DIVISION 3
One-Way Streets

§ 233-34. Observance of one-way traffic signs.

Upon a roadway designated and signposted for one-way traffic, a vehicle shall be driven only in the direction designated. (NYS Vehicle and Traffic Law, Sec. 1127)

§ 233-35. One-way streets established; signposted.

The following streets, or portions of streets, in the Town are hereby established as one-way streets, and shall be properly signposted as such:

Section 233-35, One-Way Streets	
BETHPAGE	
Street	Location
	AT ALL TIMES
	EASTBOUND
Railroad Avenue	From its intersection with Benkert Street and First Street to Stewart Avenue
	NORTHBOUND
North Second Street	Between Maple Avenue and Stewart Avenue
Stewart Avenue (Marginal Road)	From its point of origin, north to Nottingham Gate
Stewart Avenue (Marginal Road)	From Nottingham Gate, northwesterly to South Oyster Bay Road
	SOUTHBOUND
Berkshire Road	From Rice Street to Surrey Lane
	WESTBOUND
Locust Avenue	From Pine Avenue to Cedar Avenue
Northhampton Gate	From Berkshire Road to South Oyster Bay Road
	ON ANY DAY
	7:00 A.M. TO 9:00 A.M.
	EASTBOUND only, except school buses
Central Boulevard	Starting at the west curbline of Simone Court, west for a distance of +/- 98 feet
	ON ANY DAY EXCEPT SATURDAY AND SUNDAY
	6:00 A.M. to 9:00 A.M.
	SOUTHEASTBOUND
Seaman Avenue	From Broadway to Central Avenue

Section 233-35, One-Way Streets**BETHPAGE**

Street	Location
ON SCHOOL DAYS ONLY	
7:00 A.M. TO 8:30 A.M. AND 2:30 P.M. TO 3:30 P.M.	
EASTBOUND	
Sherwood Drive	From East Court, eastbound to Broadway
7:00 A.M. to 9:00 A.M.	
EASTBOUND	
Central Boulevard	Starting at the west curbline of Simone Court, west for a distance of +/- 98 feet; this restriction does not apply to school buses
2:00 P.M. to 5:00 P.M.	
NORTHBOUND	
Willow Street	Starting at the south curbline of Brenner Avenue, south for a distance of +/- 110 feet; this restriction does not apply to school buses
ON SUNDAY ONLY	
6:00 A.M. to 2:00 P.M.	
NORTHBOUND	
North Herman Avenue	From Emma Street to Central Avenue
SOUTHBOUND	
Whelan Place	Starting at the property line of Saint James Roman Catholic Church Parking Field to Hillcrest Drive
Windhorst Avenue	From Central Avenue, south to Emma Street

Section 233-35, One-Way Streets**EAST NORWICH**

Street	Location
AT ALL TIMES	
EASTBOUND	
Split Rock Road Spur	Starting at the west curbline of Split Rock Road, west for a distance of +/- 400 feet to the Village of Muttontown line
NORTHBOUND	
Muttontown Lane	Between Vernon Avenue and Route 25A

Section 233-35, One-Way Streets**FARMINGDALE**

Street	Location
EASTBOUND	
Carmans Road	The southerly driveway of the private parking field located on the east side of Carmans Road opposite Block Terrace, shall be designated one-way eastbound, all traffic westbound from private parking field shall be prohibited from exiting this driveway
Merritt Shopping Center	South driveway, located on the west side of Merritts Road, opposite Motor Avenue, from the parking field east to Merritts Road
South Main Street	At northerly driveway of the County Line Shopping Center, one way, all traffic shall proceed easterly from the shopping center driveway
Tomes Avenue	Between the intersection of First Avenue and Woodward Parkway
WESTBOUND	
Carmans Road	The northerly driveway of the private parking field located on the east side of Carmans Road +/- 210 feet south of Main Street shall be designated one-way westbound, all traffic from Carmans Road shall be prohibited from entering this driveway
Merritt Shopping Center	North driveway, located on the west side of Merritts Road at a point +/- 162 feet south of a point opposite the south curbline of McKinley Avenue, from Merritts Road west to the parking field
Shopping Center entrance	At Yoakum Avenue

Section 233-35, One-Way Streets**GLEN HEAD**

Street	Location
AT ALL TIMES	
EASTBOUND	
Plymouth Drive South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 70 feet on the south side of the center mall separating eastbound and westbound traffic on Plymouth Drive South
NORTHBOUND	

Section 233-35, One-Way Streets**GLEN HEAD**

Street	Location
Railroad Avenue	On the east side, from Orchard Street to Glen Head Road
SOUTHBOUND	
North Street	From Glen Head Road to McCouns Lane
Railroad Avenue	On the west side, from Glen Head Road to Orchard Street
WESTBOUND	
Ingress driveway of Glen Head Post Office	Located on the west side of Glen Cove Avenue, +/- 118 feet north of the north curbline of Smith Street
Plymouth Drive South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 70 feet on the north side of center mall separating eastbound and westbound traffic on Plymouth Drive South, to Glen Cove Avenue

Section 233-35, One-Way Streets**HICKSVILLE**

Street	Location
AT ALL TIMES	
EASTBOUND	
Ninth Street	Starting at the east curbline of Jerusalem Avenue to Fifth Avenue
Frederick Street	Starting at the east curbline of Broadway to the Town of Oyster Bay Parking field
Heitz Place	On the south side of Fourth District Court Island, starting at the western tip of island, east to eastern tip of island
North Village Green	The south entrance roadway, starting at a point +/- 75 feet east of the east curb of Levittown Parkway, east for a distance of +/- 134 feet; then from this point, northbound only, for a distance of +/- 734 feet; then from this point, westbound only, for a distance of +/- 134 feet
Prospect Street	Eastbound, between Bay Avenue and Bethpage Road
Station Plaza North	Between Newbridge Road and Jerusalem Avenue
Station Plaza North	Between Station Plaza West and Newbridge Road

Section 233-35, One-Way Streets**HICKSVILLE**

Street	Location
NORTHBOUND	
Carlton Place	Starting at the north curbline of Nevada Street, north to the south curbline of Princess Street
East Avenue	Between Elmira Street and Old Country Road
East End Avenue	Between Woodbury Road and Meran Place
Foran Place	Between Notre Dame Avenue and Thorman Avenue
Fordham Avenue extension	From Cherry Avenue and Newbridge Road, north to Fordham Avenue
Harding Avenue	Between Heitz Place and Woodbury Road
Jerusalem Avenue Marginal Road	From the Nas-Salem Shopping Center north driveway, north to Winding Road
Kraemer Street	From Old Country Road to Clinton Street
Railroad Avenue	From Old Country Road to East Earl Street
Station Plaza West	Between Station Plaza South and Station Plaza North
West Village Green Marginal Road	At a point +/- 94 feet east of the east curb of Newbridge Road, from Table Lane to Barter Lane
Willet Avenue Spur	Between Bethpage Road and Willet Avenue
SOUTHBOUND	
Cecil Place	From Princess Street to Nevada Street
Desmond Place	Between Thorman Avenue and Notre Dame Avenue
Jerusalem Avenue	Starting at the west curbline of Broadway, to the north curbline of Jerusalem Avenue
Lee Avenue (north leg)	Starting at the west curbline of Broadway, to the north curbline of Lee Avenue
North Village Green	At the roadway +/- 60 feet east of the east curb of Levittown Parkway, from the north entrance to the south entrance
Rotary Place	Between Nevada Street and the Mid-Island Shopping Plaza Parking Field
Station Plaza East	Between Station Plaza North and Station Plaza South
West Avenue	Between Old Country Road and Elmira Street
West Street	From Woodbury Road to Center Street
West Village Green	At the roadway +/- 375 feet east of the east curb of Newbridge Road, from Barter Lane to Table Lane

Section 233-35, One-Way Streets**HICKSVILLE**

Street	Location
Wyckoff Street	Between West John Street and West Barclay Street
WESTBOUND	
First Street	Between Halsey Avenue and Newbridge Road
Anne Drive	Between Bloomingdale Road and North Fordham Road
Bay Avenue (Spur)	Between Bay Avenue and Woodbury Road
Cantiague Road Spur	Starting at the west curbline of Cantiague Road, to the east curbline of Cantiague Lane
Grove Street	Between Bethpage Road and Bay Avenue
Heitz Place	On the north side of Fourth District Court Island, from the eastern tip of the island, west to the western tip of the island
Liszt Street	From Woodbury Road to Ketchams Road
Regent Street	Between Woodbury Road and Pollok Place
Station Plaza South	Between Jerusalem Avenue and Newbridge Road
Station Plaza South	Between Newbridge Road and Station Plaza West
West Nicholai Street	From Broadway, west to Jerusalem Avenue
ON SUNDAYS ONLY	
EASTBOUND	
AT ANY TIME	
East Carl Street	Starting at the east curbline of Broadway, east to the west curbline of Richard Street
East Cherry Street	Starting at the east curbline of Broadway, east to the west curbline of Richard Street
6:00 A.M. to 2:00 P.M.	
East Nicholai Street	Starting at the east curbline of Broadway, east to the west curbline of East Marie Street
WESTBOUND	
7:00 A.M. to 2:00 P.M.	
Fordham Avenue	Between Stanford Lane and Newbridge Road

Section 233-35, One-Way Streets**JERICHO**

Street	Location
AT ANY TIME GENERALLY	
Shames Drive	Starting at the loop at the easterly end of Shames Drive, one-way south, east and north, traveling from west to east
EASTBOUND	
South Marginal Road	From Jericho Turnpike, east to Rockland Drive
South Service Road (Store Hill Road)	Starting at the easterly Village of Old Westbury line, east to Jericho Turnpike
WESTBOUND	
North Marginal Road	From Broadway, west to Leahy Street
North Marginal Road	Starting at the west curbline of Key Place west to the west curbline of Leahy Street
North Service Road (Store Hill Road)	From the Jericho Turnpike, west to the Village of Old Westbury line

Section 233-35, One-Way Streets**LOCUST VALLEY**

Street	Location
AT ANY TIME	
EASTBOUND	
Midway Avenue	Starting at the east curbline of Bayville Road, east to the west curbline of Mitchell Street
SOUTHBOUND	
Birch Hill Road Marginal Road	From Forest Avenue, south to the Long Island Railroad right-of-way

Section 233-35, One-Way Streets**MASSAPEQUA**

Street	Location
ON ANY DAY	
NORTHBOUND	
Broadway	Between Hicksville Road and the North Spur of Broadway
Carman Boulevard	Between Roosevelt Avenue and Cove Street

Section 233-35, One-Way Streets**MASSAPEQUA**

Street	Location
Fairwater Avenue	Easterly spur, between Fairwater Avenue and South Bay Drive
Killians Road	Eastern driveway of Municipal Parking Field No. 7
Merrick Road, Shopping Center Parking Field Ingress Driveway	Located on the north side of Merrick Road, +/- 210 feet west of a point opposite the west curbline of East Shore Drive, from Merrick Road to the parking field
SOUTHBOUND	
Hicksville Road	Between Iris Place and Gloria Road
Killians Road	Western driveway of Municipal Parking Field No. 7
Merrick Road, Shopping Center Parking Field Egress Driveway	Located on the north side of Merrick Road, +/- 20 feet east of a point opposite the west curbline of East Shore Drive, from the parking field to Merrick Road
Park Lane Place	From Canal Road, south to Alhambra Road
Sunset Drive	Lying west of the center mall and south of Nassau Road
EASTBOUND	
North Richmond Avenue	Starting at the east curbline of Flower Road, east to the west curbline of Nottinghill Drive
Unqua Road	The southern driveway of the "Busy Bee Mall" Parking Field shall be designated as one way, eastbound, only; traffic shall be prohibited from entering the Parking Field from Unqua Road via this driveway
WESTBOUND	
North Spur of Broadway	Between Broadway and Hicksville Road
Unqua Road	The northern driveway of the "Busy Bee Mall" Parking Field shall be designated as one way, westbound, only; traffic shall be prohibited from exiting the Parking Field from Unqua Road via this driveway
ON SCHOOL DAYS	
SOUTHBOUND	
8:00 A.M. TO 5:00 P.M.	
Flower Road	Between North Suffolk Avenue and Plainedge School District property line

Section 233-35, One-Way Streets	
OYSTER BAY	
Street	Location
	AT ANY TIME
	NORTHBOUND
South Street	From the intersection of Berry Hill Road and South Street, a distance of +/- 252 feet
White Street	From East Main Street to South Street
	SOUTHBOUND
Audrey Avenue	West spur, on the west side, between Audrey Avenue and Shore Avenue
	SCHOOL DAYS
	2:00 P.M. TO 4:00 P.M.
	SOUTHBOUND
Larabee Avenue	From Shore Avenue to West Main Street

Section 233-35, One-Way Streets	
PLAINVIEW	
Street	Location
	AT ANY TIME
	GENERALLY
Old Country Road	Eastbound and westbound; traffic on Old Country Road shall be prohibited from entering curb cut on the north side of Old Country Road, +/- 126 feet east of the east curbline of Rex Place
	EASTBOUND
Gilbert Lane	From Manetto Hill Road to Overlook Lane
Manetto Hill Road	On the west side; all traffic shall be prohibited from entering the driveway of the shopping center opposite Gilbert Lane
Saul Place	Starting at Central Park Road, east to Mitchell Avenue
South Service Road	From Sunnyside Boulevard, west to its termination
South Service Road	From Washington Avenue, east to Round Swamp Road
	NORTHBOUND
Central Park Road East	From Old Country Road, north to Central Park Road

Section 233-35, One-Way Streets**PLAINVIEW**

Street	Location
Gerhard Road East	From Gerhard Road to Old Country Road
Norma Court	Between the north curbline of Old Country Road and the south curbline of Island Street
Pal Street	From Oakwood Lane to Sunnyside Boulevard
SOUTHBOUND	
Gerhard Road - West Marginal Road	From its most northerly point, south to its most southerly point with Gerhard Road
WESTBOUND	
Island Street	From Norma Court to South Oyster Bay Road
Grohmans Lane	Egress driveway of Pizza City Parking Field, +/- 200 feet south of the south curbline of Old Country Road, from the property line west to the west curbline of Grohmans Lane
North Service Road	From Sunnyside Boulevard, east to its termination

Section 233-35, One-Way Streets**SYOSSET**

Street	Location
AT ANY TIME	
GENERALLY	
Whitney Avenue	From Jackson Avenue to Nassau Street
EASTBOUND	
South Service Road (Marlene Drive)	From Robbins Lane, east to South Oyster Bay Road
Station Plaza entrance	To the parking field
NORTHBOUND	
Berkeley Lane	From Carolyn Court to Marlene Drive
Hillside Lane North	At the easterly driveway of Faith Lutheran Church, northbound from the Church parking field
Nassau Street	From Roosevelt Avenue, north to Muttontown Road
SOUTHBOUND	
Crossways Park North	From Wantagh-Oyster Bay Expressway Service Road to Crossways Park West
Lucille Drive	From Jackson Avenue to Jackson Avenue

Section 233-35, One-Way Streets**SYOSSET**

Street	Location
WESTBOUND	
North Service Road (Miller Place)	From South Oyster Bay Road, west to Robbins Lane
Railroad Avenue	From Jackson Avenue to Willis Avenue
Roosevelt Avenue	Between Nassau Street and Queens Street

Section 233-35, One-Way Streets**WOODBURY**

Street	Location
AT ALL TIMES	
EASTBOUND	
South Service Road	From Woodbury Road, east to Manetto Hill Road
Sunnyside Boulevard Extension	Starting at the east curbline of Woodbury Road, to the west curbline of the entrance ramp to the Long Island Expressway
WESTBOUND	
North Service Road (East Drive)	From Woodbury Road, west to South Oyster Bay Road

§ 233-36. through § 233-40. (Reserved)

DIVISION 4
Turning Movements

§ 233-41. Unlawful U-turns.

It shall be unlawful for any person to make a U-turn at any place on any street or portion thereof, when such location where U-turns are prohibited is established in this division and properly signposted.

Section 233-41, Unlawful U-Turns	
MASSAPEQUA	
Street	Location
Redwood Lane	Between Gem Lane and Merrick Road

§ 233-42. Unlawful left turns or right turns.

It shall be unlawful to make a left turn or a right turn at any location established in this division where such turning movement is prohibited, and which is properly signposted.

§ 233-43. Right turns on red light.

It shall be lawful to make a right turn at the following intersections at a traffic signal indicating red, after having come to a full stop and having ascertained that the intersection is clear:

Section 233-43, Right Turns on Red Light	
HICKSVILLE	
Street	Location
Old Country Road	At Raymond Street

§ 233-44. Locations where left turns or right turns are prohibited; signposting.

The following locations are hereby established as points where left turns or right turns, as the case may be, shall not be made, and such locations shall be properly signposted:

Section 233-44, Prohibited Left or Right Turns	
BETHPAGE	
Street	Restriction
	LEFT TURNS
	ON ANY DAY
	AT ANY TIME
Lee Avenue	No left turns for eastbound traffic at Stewart Avenue
Marginal Road (Hicksville Road)	West side, all traffic existing from the southerly driveway shall be prohibited from making a left turn

Section 233-44, Prohibited Left or Right Turns	
BETHPAGE	
Street	Restriction
Old South Oyster Bay Road	At the turning lane just south of the intersection, traffic shall be prohibited from turning left onto South Oyster Bay Road
Railroad Avenue	No left turns opposite Railroad Avenue
Railroad Avenue	On the south side, no left turns at Stewart Avenue
Stewart Avenue	Westbound traffic exiting from the parking lot of 1065 Stewart Avenue shall be prohibited from turning left onto Stewart Avenue. Exit from the parking lot of 1065 Stewart Avenue opposite Cedar Avenue shall be prohibited from turning left onto Stewart Avenue
7:30 A.M. TO 8:30 A.M. AND 3:00 P.M. TO 4:00 P.M.	
Broadway	Traffic approaching northbound on Broadway shall be prohibited from turning left onto Sherwood Drive westbound
4:00 P.M. TO 6:00 P.M.	
Broadway	Traffic southbound on Broadway Spur shall be prohibited from making a left turn
MONDAY THROUGH FRIDAY	
7:00 A.M. TO 8:30 A.M. AND 2:30 P.M. TO 3:30 P.M.	
JFK Middle School Parking Lot	Motorists exiting the south parking lot of the JFK Middle School onto Broadway shall be prohibited from making a left turn
7:00 A.M. TO 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M.	
Station Plaza	On the south side, no left turn, restricting eastbound traffic on Station Plaza from turning north onto Broadway
RIGHT TURNS	
AT ANY TIME	
Rice Street	All traffic egressing from easterly curb cut at Kenny's Cafe
WHEN FIRE HOUSE TRAFFIC SIGNAL IS RED	
Farmers Avenue	Southbound traffic shall be prohibited from turning right at Stewart Avenue

Section 233-44, Prohibited Left or Right Turns**EAST NORWICH**

Street	Restriction
LEFT TURNS	
MONDAY THROUGH FRIDAY	
7:30 A.M. TO 10:00 A.M. AND 4:00 P.M. TO 7:00 P.M.	
Muttontown Lane	Northbound traffic shall be restricted from making left turns onto Route 25A, except for school buses

Section 233-44, Prohibited Left or Right Turns**FARMINGDALE**

Street	Restriction
LEFT TURNS	
ON ANY DAY	
Frank Avenue	Vehicles exiting from the westernmost northerly exit of 850 Main Street, (Ralph's Ices), shall be prohibited from turning left onto Frank Avenue
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
4:00 P.M. TO 6:00 P.M.	
Merritts Road	All traffic except school buses, southbound shall be prohibited from turning left onto Beverly Road
Merritts Road	All traffic except school buses, southbound shall be prohibited from turning left onto Garfield Avenue
Merritts Road	West side, except school buses, +/- 36 feet south of the south curbline of Laurie Drive
Merritts Road	All traffic except school buses, southbound shall be prohibited from turning left onto McKinley Avenue
Merritts Road	All traffic except school buses, southbound shall be prohibited from turning left onto Tudor Road
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
7:00 A.M. TO 9:00 A.M.	
Merritts Road	Except school buses, on the east side, from a point +/- 54 feet south of the south curbline of Clifford Drive, facing northbound traffic
Merritts Road	Except school buses, on the west side, at the northwest corner of Colonial Drive, facing northbound traffic
WEEKDAYS	

Section 233-44, Prohibited Left or Right Turns**FARMINGDALE**

Street	Restriction
3:00 P.M. TO 7:00 P.M.	
East Gate	On the west side, at a point +/- 20 feet north of the north curbline of Colonial Drive
RIGHT TURNS	
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
7:00 A.M. TO 9:00 A.M.	
Heisser Lane	All traffic except school buses, southbound shall be prohibited from turning right onto Beverly Road
Heisser Lane	All traffic except school buses, southbound shall be prohibited from turning right onto Garfield Avenue
Heisser Lane	All traffic except school buses, southbound shall be prohibited from turning right onto McKinley Avenue
NO TURN ON RED	
Crestwood Boulevard	Eastbound traffic shall be prohibited from turning right at Main Street when Fire House traffic signal is red
Intervale Avenue	Eastbound traffic shall be prohibited from turning right at Main Street when Fire House traffic signal is red
Linden Avenue	Westbound traffic shall be prohibited from turning right at Main Street when Fire House traffic signal is red
Locust Avenue	Westbound traffic shall be prohibited from turning right at Main Street when Fire House traffic signal is red

Section 233-44, Prohibited Left or Right Turns**GLEN HEAD**

Street	Restriction
LEFT TURNS	
AT ANY TIME	
Cody Avenue	Traffic exiting the kindergarten traffic circle on the south side of the Glenwood Landing Elementary School shall be prohibited from turning left onto Cody Avenue

Section 233-44, Prohibited Left or Right Turns**GLEN HEAD**

Street	Restriction
Cody Avenue	Southbound traffic shall be prohibited from turning left into the Kindergarten traffic circle on the property of the Glenwood Landing Elementary School

Section 233-44, Prohibited Left or Right Turns**GREENVALE**

[Added 7-12-2022 by L.L. No. 7-2022]

Street	Restriction
NO RIGHT TURN	
7:00 A.M. TO 10:00 A.M. AND 3:00 P.M. TO 6:00 P.M.	
MONDAY THROUGH FRIDAY, EXCEPT SCHOOL BUSES	
Cedar Street	South onto Marion Street
Helen Street	South onto Marion Street

Section 233-44, Prohibited Left or Right Turns**HICKSVILLE**

Street	Restriction
LEFT TURNS	
AT ANY TIME	
Apex Lane	Traffic westbound on Old Country Road shall be prohibited from making left turns at Apex Lane
Bethpage Road	All traffic southbound on Bethpage Road from the most southerly access road off Broadway shall be prohibited from making left turns onto Dawson Lane
Bethpage Road	Motorists exiting the Duane Reade shopping center from the northernmost curb cut, north of Nevada Street, shall be prohibited from making a left turn onto Bethpage Road
Duffy Avenue	On the north side, no left turn at the proposed exit/entrance to Manufacturers Hanover Trust parking facility, located +/- 160 feet west of Newbridge Road
East Carl Street	Traffic approaching eastbound shall be prohibited from turning left into the Hicksville Athletic Field parking lot

Section 233-44, Prohibited Left or Right Turns**HICKSVILLE**

Street	Restriction
Jerusalem Avenue	Traffic exiting from the Hicksville Public Library parking lot shall be prohibited from turning left onto Jerusalem Avenue
Jerusalem Avenue	On the west side, no left turn, +/- 22 feet north of the north curbline of West Nicholai Street
New South Road	All traffic exiting eastbound from the Broadway Business Center shall be prohibited from making left turns onto New South Road when the LIRR crossing lights are flashing
Old Country Road	Eastbound, center median, east of Duffy Avenue
South Oyster Bay Road	Traffic exiting Our Lady of Mercy Church Driveway, south of Wendell Street, shall be prohibited from making left turns
West John Street	All traffic westbound on West John Street shall be prohibited from making left turn into the private driveway located on the south side of West John Street +/- 114 feet east of the east curbline of Milton Street
Woodbury Road	Traffic exiting the westernmost curb cut of the shopping center across from Bruce Avenue shall be prohibited from turning left onto Woodbury Road
Woodbury Road	Traffic exiting the curb cut east of the westernmost curb cut of the shopping center across from Bruce Avenue shall be prohibited from turning left onto Woodbury Road

EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

7:00 A.M. TO 9:00 A.M.

South Oyster Bay Road	All northbound traffic on South Oyster Bay Road shall be prohibited from making left turns at Edwards Avenue
South Oyster Bay Road	All northbound traffic on South Oyster Bay Road shall be prohibited from making left turns at Walter Avenue

4:00 P.M. TO 6:00 P.M.

Field Avenue	All traffic southbound on New South Road shall be prohibited from making left turns
Meadow Lane	All traffic southbound on New South Road shall be prohibited from making left turns

Section 233-44, Prohibited Left or Right Turns**HICKSVILLE**

Street	Restriction
New South Road	All southbound traffic on New South Road shall be prohibited from making left turns at Edward Avenue
New South Road	All southbound traffic on New South Road shall be prohibited from making left turns at Walter Avenue
RIGHT TURNS	
AT ANY TIME	
Jerusalem Avenue	On the east side, no right turn, +/- 15 feet south of the south curbline of West Nicholai Street
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
7:00 A.M. TO 9:00 A.M.	
Field Avenue	All traffic southbound on South Oyster Bay Road shall be prohibited from making right turns
Field Court	All traffic southbound on South Oyster Bay Road shall be prohibited from making right turns
Meadow Lane	All traffic southbound on South Oyster Bay Road shall be prohibited from making right turns
4:00 P.M. TO 6:00 P.M.	
East End Avenue	All traffic northbound on East End Avenue shall be prohibited from making right turns onto Garden Street

Section 233-44, Prohibited Left or Right Turns**JERICHO**

Street	Restriction
LEFT TURNS	
AT ANY TIME	
Cantiague Rock Road	On the north side, all vehicles southbound from the west exit of 125 Jericho Turnpike shall be prohibited from turning left onto Cantiague Road
Cantiague Rock Road	All traffic eastbound out of Korfund Dynamics Corporation driveway north of the Northern State Parkway bridge shall be prohibited from making a left turn
RIGHT TURNS	
AT ANY TIME	

Section 233-44, Prohibited Left or Right Turns**JERICHO**

Street	Restriction
North Marginal Road	On the north side, traffic southbound from private driveways shall be prohibited from making a right turn on North Marginal Road
RIGHT LANE MUST TURN RIGHT	
AT ANY TIME	
Scott Avenue	All westbound traffic in the right lane, as designated by pavement markings, must turn right onto North Broadway (NY Route 106/107)

Section 233-44, Prohibited Left or Right Turns**LOCUST VALLEY**

Street	Restriction
RIGHT TURNS	
AT ANY TIME	
Elm Street	Traffic exiting Parking Field northbound must turn right onto Elm Street

Section 233-44, Prohibited Left or Right Turns**MASSAPEQUA**

Street	Restriction
LEFT TURNS	
AT ANY TIME	
East Shore Drive	Traffic shall be prohibited from turning left onto Peconic Drive North
Louden Street	On the south side, on the southwest corner of entrance to parking lot of Einstein Bagels
Merrick Road	On the south side, motorists egressing from private driveway located +/- 346 feet east of the east curbline of Bayview Avenue shall be prohibited from making a left turn
New Hampshire Avenue	Traffic exiting onto New Hampshire Avenue from the driveway +/- 50 feet west of the west curbline of Broadway shall be restricted from making left-hand turns

Section 233-44, Prohibited Left or Right Turns**MASSAPEQUA**

Street	Restriction
North Broadway	Ingress driveway of Southern State Parkway located +/- 38 feet south of the south curbline of North Rutherford Avenue, traffic northbound on Broadway shall be prohibited from making a left turn into the Southern State Parkway, westbound ingress ramp
North Cedar Street	Motorists exiting from the driveway of Dairy Farm shall be prohibited from making left turns onto North Cedar Street
Ocean Avenue	Traffic shall be prohibited from turning left onto Veterans Boulevard from Ocean Avenue
Ontario Avenue	South side, no left turn, at the two exits of the parking lot to Broadway
Unqua Road	All traffic northbound shall be prohibited from turning left into the egress (southern) driveway of the "Busy Bee Mall"
7:00 A.M. to 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M.	
EXCEPT SCHOOL BUSES	
North Broadway	Traffic northbound on North Broadway shall be prohibited from making left turns at North Virginia Avenue
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
7:00 A.M. TO 9:00 A.M.	
Glengariff Road	All traffic eastbound on Glengariff Road shall be prohibited from making left turns on Harmony Drive
ON SUNDAYS ONLY	
Merrick Road	On the south side, from the driveway +/- 344 feet east of the east curbline of Bayview Avenue, traffic northbound shall be prohibited from making a left turn onto Merrick Road
7:00 A.M. TO 4:00 P.M.	
Merrick Road	School driveway located +/- 250 feet east of the east curbline of Cartwright Boulevard, vehicles egressing from school driveway shall be prohibited from turning left 7:00 a.m. to 4:00 p.m.
LEFT LANE MUST TURN LEFT	

Section 233-44, Prohibited Left or Right Turns**MASSAPEQUA**

Street	Restriction
Hemlock Street	On the south side, approaching Sunrise Highway (Route 27), all traffic in left eastbound lane must turn left onto Sunrise Highway
Louden Street	On the south side, facing eastbound traffic, +/- 80 feet east of the east curbline of Carmans Road
Louden Street	On the south side, facing eastbound traffic, +/- 160 feet east of the east curbline of Carmans Road
Louden Street	On the south side, approaching Sunrise Highway (Route 27), all traffic in left eastbound lane must turn left onto Sunrise Highway
RIGHT TURNS	
Hamilton Avenue	Traffic shall be prohibited from turning right from the 7-11 store parking lot onto Hamilton Avenue
New Hampshire Avenue	No right turn at the exit of Stuart's Legend Pharmacy
North Kings Avenue	Motorists leaving the parking area located on the southeast corner of North Kings Avenue and Broadway shall not be permitted to make right turns onto North Kings Avenue
North Linden Street	On the north side, +/- 95 feet west of the west curbline of North Broadway, just right of the apron to the gas station parking lot
RIGHT LANE MUST TURN RIGHT	
North Broadway	All traffic southbound on North Broadway approaching Sunrise Highway in the right lane must turn right
WHEN FIRE HOUSE SIGNAL IS RED	
South Merrick Road	Westbound traffic shall be prohibited from turning right at East Shore Drive
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
3:00 P.M. TO 7:00 P.M.	
North Broadway	All traffic northbound on North Broadway shall be prohibited from making right turns onto North Elm Street
5:00 P.M. TO 7:00 P.M.	

Section 233-44, Prohibited Left or Right Turns**MASSAPEQUA**

Street	Restriction
Block Boulevard	All traffic southbound on Block Boulevard shall be prohibited from making right turns onto Harmony Drive

Section 233-44, Prohibited Left or Right Turns**OYSTER BAY**

Street	Restriction
	LEFT TURNS
	AT ANY TIME
Mill River Road	All traffic eastbound on Mill River Road shall be prohibited from making a left turn onto Underhill Avenue
Pine Hollow Road (Route 106)	Traffic exiting from the southernmost entrance/exit of the Stop & Shop Supermarket shall be prohibited from turning south (left) onto Route 106
	RIGHT TURNS
	AT ANY TIME
Park Drive	No right turns onto Park Drive from exit to the Oyster Bay/East Norwich Boys and Girls Club

Section 233-44, Prohibited Left or Right Turns**PLAINVIEW**

Street	Restriction
	LEFT TURNS
	AT ANY TIME
Carol Place	No left turn onto Old Country Road westbound
Egress Driveway	South side of Woodbury Road, +/- 252 feet east of South Oyster Bay Road, northbound traffic shall be prohibited from making a left turn onto Woodbury Road
Egress Driveway of Manetto Hill Jewish Center	Eastbound traffic shall be prohibited from making a left turn into Manetto Hill Road

Section 233-44, Prohibited Left or Right Turns**PLAINVIEW**

Street	Restriction
Egress Driveway of the Midway Shopping Center	Located on the east side of South Oyster Bay Road, +/- 200 feet north of Garden Street, shall be prohibited from making left turns onto South Oyster Bay Road
Manetto Hill Road	On the west side traffic egressing the driveway located +/- 174 feet north of the north curbline of Old Country Road shall be prohibited from making a left turn
Manetto Hill Road	All traffic from Waldbaum's Shopping Center, northerly driveway, shall be prohibited from making left turns northbound onto Manetto Hill Road
Old Country Road	On the south side traffic exiting from both driveways of the Hess Gas Station at One Old Country Road shall be prohibited from turning left onto Old Country Road
Old Country Road	Traffic exiting from the John's Farms shopping center east of the exit/entrance for Dunkin Donuts shall be prohibited from turning left onto Old Country Road, westbound
Old Country Road	On the north side, (Morton Village Shopping Center), all traffic exiting Morton Village Shopping Center southbound shall be prohibited from making left turns from the driveway opposite Carol Place
Old Country Road	On the north side, (Morton Village Shopping Center), all traffic exiting Morton Village Shopping Center southbound shall be prohibited from making left turns from the driveway +/- 230 feet west of west curbline of Lester Place
Old Country Road	Traffic exiting the driveway of 825 Old Country Road shall be prohibited from making a left turn onto Old Country Road
Old Country Road	Vehicles exiting from the westernmost southerly exit of 888 Old Country Road (North Shore LIJ Hospital), shall be prohibited from turning left onto Old Country Road
Old Country Road	On the north side traffic emerging from the curb cut +/- 126 feet east of the east curbline of Rex Place, shall be prohibited from making a left turn
Old Country Road	On the north side, across from ShopRite Shopping Center, no left turn

Section 233-44, Prohibited Left or Right Turns**PLAINVIEW**

Street	Restriction
Old Country Road	On the south side, heading west, at southwest corner of Shoprite Shopping Center, no left turn into parking lot
Overlook Lane	Traffic exiting from Overlook Lane onto Gilbert Lane shall be prohibited from making left turns
South Oyster Bay Road	From the Great American Shopping Center exit onto South Oyster Bay Road, +/- 240 feet north of the north curbline of Old Country Road, restricting left turns onto South Oyster Bay Road
South Oyster Bay Road	On the east side traffic northbound on South Oyster Bay Road shall be prohibited from making left turn +/- 60 feet north of Nassau Avenue at Our Lady of Mercy Church driveway
Sunnyside Boulevard	Traffic exiting from the 7-11 convenience store shall be prohibited from turning left onto Sunnyside Boulevard
Sunnyside Boulevard	Traffic approaching westbound on Exit 46N of the Long Island Expressway shall be prohibited from making left turns
Terminal Drive	Westbound traffic shall be prohibited from making left hand turns onto Sunnyside Boulevard
Woodbury Road	Traffic exiting from the southern driveway of the Plainview Centre Shopping Plaza shall be prohibited from making left turns onto Woodbury Road

MONDAY TO FRIDAY

7:00 A.M. TO 7:00 P.M.

Central Park Road	Southbound traffic, no left turns onto Harriet Lane, except school buses
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RIGHT TURNS**AT ANY TIME**

Garden Gate	West side traffic exiting from the Eastern Savings Bank parking lot into Garden Gate shall be prohibited from making a right turn
Old Country Road	Traffic northbound from driveway opposite Kalda Lane shall make right turns only

MONDAY TO FRIDAY

7:00 A.M. TO 7:00 P.M.

Section 233-44, Prohibited Left or Right Turns**PLAINVIEW**

Street	Restriction
Rex Place	Traffic exiting westbound from Morton Village Shopping Center shall be prohibited from making right turns onto Rex Place, except school buses
7:00 A.M. TO 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M.	
Old Country Road	South side, vehicles egressing from private driveway, located +/- 350 feet east of the east curbline of Plainview Road, shall make right turns only

Section 233-44, Prohibited Left or Right Turns**SYOSSET**

Street	Restriction
LEFT TURNS	
AT ANY TIME	
Ira Road	South side, all northbound traffic egressing from driveway of private parking field located on the south side of Ira Road, +/- 34 feet east of Jackson Avenue shall be prohibited from making left turn
Michael Drive	All traffic northbound on Michael Drive shall turn left at Jericho Turnpike
Oak Drive	Traffic exiting Oak Drive shall be prohibited from turning left onto Jericho Turnpike, westbound
South Oyster Bay Road	On the east side, all traffic westbound from the Syosset Public Library's northern driveway shall be prohibited from making left turns southbound onto South Oyster Bay Road
6:00 A.M. TO 10:00 A.M.	
Berry Hill Road	All westbound traffic prohibited from making left turns onto Woodbury Way
4:00 P.M. TO 7:00 P.M.	
Marlene Drive	All westbound traffic shall be prohibited from making left turns onto Berkley Lane, except school buses
5:00 P.M. TO 9:00 P.M.	
Cold Spring Road	All eastbound traffic shall be prohibited from making left turns onto Woodbury Way

Section 233-44, Prohibited Left or Right Turns**SYOSSET**

Street	Restriction
SUNDAYS ONLY	
7:00 A.M. TO 2:00 P.M.	
Jackson Avenue	Traffic westbound shall be prohibited from making left turns
MONDAYS THROUGH FRIDAYS	
6:00 A.M. TO 10:00 A.M.	
Berry Hill Road	Southbound traffic shall be prohibited from turning left onto East Street
4:00 P.M. TO 6:00 P.M.	
East Woods Road	All traffic shall be prohibited from making a left turn into First Street
Willets Drive	At Dawes Avenue, all traffic northbound on Willets Drive shall be prohibited from making right turns at the southeast corner of Dawes Avenue
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
4:00 P.M. TO 6:00 P.M.	
Bruce Street	On the west side
Preston Lane	All southbound traffic
Southwood Circle	On the south side, starting at a point +/- 24 feet east of a point opposite the west curbline of Bruce Street
LEFT LANE MUST TURN LEFT	
Syosset-Woodbury Road	Exit onto Woodbury Road, left lane is for passenger cars only; all traffic must turn left
RIGHT LANE MUST TURN LEFT	
Syosset-Woodbury Road	Exit onto Woodbury Road, right lane is for all vehicles; all trucks and buses in right lane must turn left
RIGHT TURNS	
AT ANY TIME	
Michael Drive	All traffic northbound on Michael Drive shall turn right at Jericho Turnpike
Railroad Avenue	Traffic northwest on Willis Avenue shall be prohibited from turning right onto Railroad Avenue
4:00 P.M. TO 7:00 P.M.	

Section 233-44, Prohibited Left or Right Turns**SYOSSET**

Street	Restriction
Marlene Drive	All eastbound traffic shall be prohibited from making a right turn onto Elmwood Lane, except school buses
MONDAYS THROUGH FRIDAYS	
7:00 A.M. TO 9:00 A.M.	
Split Rock Road	All traffic shall be prohibited from making a right turn into Church Street during the time specified
MONDAYS THROUGH FRIDAYS	
4:00 P.M. TO 6:00 P.M.	
Willets Drive	At Beatrice Avenue, all northbound traffic on Willets Drive shall be prohibited from making right turns at the southeast corner of Beatrice Avenue
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS	
7:00 A.M. TO 9:00 A.M.	
Convent Road	All traffic westbound on Convent Road shall be prohibited from making right turns onto Fourth Place
7:00 A.M. TO 10:00 A.M.	
Convent Road	All traffic westbound on Convent Road shall be prohibited from making right turns onto Fifth Place
SCHOOL DAYS	
12:00 NOON TO 4:00 P.M.	
South Woods Road	Traffic on Searington Drive shall be prohibited from turning right onto South Woods Road, except school buses
RIGHT LANE MUST TURN RIGHT	
Miller Place	All right lane traffic westbound on Miller Place at South Oyster Bay Road must turn right
Syosset-Woodbury Road	Exit onto Woodbury Road, right lane is for all vehicles; all traffic in right lane except trucks and buses must turn right

Section 233-44, Prohibited Left or Right Turns**WOODBURY**

Street	Restriction
	LEFT TURNS
	AT ANY TIME
Woodbury Road	All traffic approaching westbound on north service road of Long Island Expressway shall be prohibited from turning left
Woodbury Road	South side, at the easterly driveway of the Holy Name of Jesus Church (located +/- 82 feet east of a point opposite the east curbline of Piquets Lane) all northbound traffic shall be prohibited from turning left onto Woodbury Road

§ 233-45. Locations where U-turns are prohibited.

The turning of vehicles so as to proceed in the opposite direction is hereby prohibited at the following locations, which shall be properly signposted:

Section 233-45, Prohibited U-Turns**BETHPAGE**

Street	Location
Broadway	Between Central Avenue and Burkhardt Avenue, all north and southbound traffic shall be prohibited from making U-turns
Broadway	Between Nibbe Lane and Powell Avenue
Cambridge Avenue	On the west side, at a point +/- 25 feet south of the south curbline of Powell Avenue
Central Avenue	On the south side, at the east curbline of House No. 196
Central Avenue	On the north side, opposite west curbline of House No. 198
Central Avenue	Between Stewart Avenue and Broadway
Nibbe Lane	On the south side, starting at the east curbline of Broadway, east for a distance of +/- 40 feet
Norcross Avenue	West side, at a point +/- 45 feet south of the south curbline of Powell Avenue
Plainview Road	East and westbound between Evelyn Drive and Broadway

Section 233-45, Prohibited U-Turns**BETHPAGE**

Street	Location
Powell Avenue	North side, at a point +/- 17 feet east of the east curbline of Woolsey Avenue
Schoolhouse Hill Road	Between Glenwood Road and Grove Street
Stewart Avenue	On the east side, starting at a point opposite the south curbline of Roosevelt Avenue, south for a distance of +/- 425 feet

Section 233-45, Prohibited U-Turns**FARMINGDALE**

Street	Location
Merritts Road	Between Fallwood Parkway and Northwest Drive
Reese Place	On the north side, west of Merritts Road
Spielman Avenue	No U-turns on school days from 7:00 a.m. to 6:00 p.m., between Woodward Parkway and Kent Street

Section 233-45, Prohibited U-Turns**GLEN HEAD**

Street	Location
Polly Lane	West of Glen Cove Avenue

Section 233-45, Prohibited U-Turns**HICKSVILLE**

Street	Location
Fourth Street	North side, opposite Fifth Avenue
Fourth Street	South side, +/- 40 feet east of the east curbline of Jerusalem Avenue (between Jerusalem Avenue and Fifth Avenue)
East End Avenue	All traffic shall be prohibited from making U-turns at the intersection of Garden Street
Division Avenue	No U-turns on school days from 7:00 a.m. to 4:00 p.m., between Third Street and Seventh Street
Garden Street	Cars approaching west from South Oyster Bay Road shall be prohibited from making a U-turn on Garden Street

Section 233-45, Prohibited U-Turns**HICKSVILLE**

Street	Location
Jerusalem Avenue	Between Herzog Place and the Long Island Railroad
Old Country Road	Center median, eastbound, east of Duffy Avenue
Old Country Road	At the intersection of Jonathan Avenue
Stewart Avenue	On the north side, at a point +/- 520 feet west of the west curbline of Abode Lane
Stewart Avenue	On the south side, at a point +/- 610 feet west of a point opposite the west curbline of Abode Lane
Twin Lawns Avenue	Northbound at a point +/- 285 feet north of the north curbline of Bethpage Road
West John Street	Westbound, at the westernmost point of the center traffic island in the vicinity of Strong Street

Section 233-45, Prohibited U-Turns**JERICHO**

Street	Location
Maytime Drive	From Merry Lane to Mellow Lane
Merry Lane	Southbound traffic, from Jericho Turnpike, south to Hazelwood Drive

Section 233-45, Prohibited U-Turns**MASSAPEQUA**

Street	Location
Baltimore Avenue	Westbound traffic on Baltimore Avenue between Broadway and Franklin Avenue eastbound
Boundary Avenue	East and westbound, starting at a point +/- 200 feet west of Mohawk Drive, westerly to a point +/- 288 feet east of the east curbline of Hicksville Road
Broadway	Between Grand Avenue and Pennsylvania Avenue
Burton Lane	At the northernmost intersection of Unqua Road
Carmans Road	Between Dorothy Gate and Southern State Parkway
Central Avenue	
Grand Avenue	

Section 233-45, Prohibited U-Turns**MASSAPEQUA**

Street	Location
Jerusalem Avenue	Eastbound, between a point +/- 732 feet east of the east curbline of Hicksville Road and the west curbline of Central Avenue
Lee Place	West side, no U-turns for southbound traffic
Linden Street	All traffic east and westbound on Linden Street shall be prohibited from making U-turns at Poppy Drive
Massapequa Avenue	On the west side, at a point +/- 65 feet from the south curbline of Merrick Road
Morris Lane	Between Grover Avenue West and Unqua Road
New York Avenue	
North Albany Avenue	On the south side, at a point +/- 105 feet east of the east curbline of North Broadway
North Cedar Street	Between North Broadway and North Bay Avenue
North Chestnut Street	Traffic approaching west from Broadway and traffic approaching east from North Bay Avenue shall be prohibited from making U-turns on North Chestnut Street
North Delaware Avenue	Between North Alaska Avenue and Brookline Drive
North Elm Street	All traffic between North Broadway and North Summit Street shall be prohibited from making U-turns
North Hickory Street	No U-turns westbound between Broadway and North Bay Avenue
North Kings Avenue	Between Broadway and North West Boulevard
North Manhattan Avenue	Between North Broadway and North Central Avenue
North Michigan Avenue	Between Brookline Drive and North Baldwin Drive
North Michigan Avenue	Starting at the west curbline of North Broadway, west for a distance of +/- 60 feet
North Poplar Street	Between the exit ramp of Southern State Parkway and North Bay Avenue
North Queens Avenue	On the south side, +/- 55 feet east of the east curbline of North Broadway
North Rutherford Avenue	Between Broadway and North Bay Avenue
North Walnut Street	On the south side, between House Nos. 174 and 896 North Broadway

Section 233-45, Prohibited U-Turns**MASSAPEQUA**

Street	Location
North Wisconsin Avenue	Between North Bay Drive and North Broadway
Ocean Avenue	
Ocean Avenue	Between Merrick Road and Lake Court
Park Lane	Between Merle Lane and Front Street
Poppy Drive	All traffic northbound shall be prohibited from making U-turns at Linden Street
Veterans Boulevard	Between Broadway and Parkside Boulevard
William Road	East of the east curbline of Route 107 to the west curbline of Nancy Place

Section 233-45, Prohibited U-Turns**NORTH MASSAPEQUA**

[Added 7-12-2022 by L.L. No. 7-2022]

Street	Location
North Utica Avenue	West of North Broadway

Section 233-45, Prohibited U-Turns**OYSTER BAY**

Street	Location
East Main Street	On the north and south side, +/- 216 feet west of the west curbline of Harbor Road
East Main Street	Eastbound onto McCouns Lane
East Main Street	Westbound onto McCouns Lane

Section 233-45, Prohibited U-Turns**PLAINVIEW**

Street	Location
Country Drive	Between Mitchell Avenue and Joyce Road
Garden Gate	Southbound, traffic southbound on Garden Gate shall be prohibited from making a U-turn at Violet Lane
Garnet Lane	Westbound traffic shall be prohibited from making U-turns at the intersection of Ruby Lane and Garnet Lane

Section 233-45, Prohibited U-Turns**PLAINVIEW**

Street	Location
Hope Drive	Traffic southbound on Hope Drive shall be prohibited from making U-turns between Old Country Road and Peter Lane
Parkway Drive	On the south side, at the intersection of South Oyster Bay Road
Southern Parkway	East and westbound between Southern Parkway with Central Park Road and Ruby Lane/Radcliff Road
South Gate	All traffic northbound on South Gate shall be prohibited from making U-turns at the intersection of Cranford Road

Section 233-45, Prohibited U-Turns**SYOSSET**

Street	Location
Ann Drive	Between Cary Street and Jean Place
Avon Court	From South Oyster Bay Road to Berkeley Lane
Berkeley Lane	From Avon Court to Dover Lane
Berkeley Lane	On the east side, approximately +/- 200 feet south of Avon Court
Berkeley Lane	On the west side, approximately +/- 300 feet south of Avon Court
Colony Lane	All traffic north and southbound shall be prohibited from making U-turns on Colony Lane between Southwood Circle and a point +/- 560 feet north of the north curbline of Southwood Circle
Parkfield Court South	Eastbound traffic shall be prohibited from making U-Turns at the intersection of South Oyster Bay Road
Parkfield Court South	Westbound traffic shall be prohibited from making U-Turns at the intersection of Southwood Circle
South Oyster Bay Road	Southbound, at Birchwood Park
South Oyster Bay Road	Southbound, at the eastbound entrance ramp to the Northern State Parkway
Teibrook Avenue	North side, at utility pole in front of House No. 7
Teibrook Avenue	South side, +/- 100 feet east of the east curbline of Jackson Avenue

§ 233-46. through § 233-50. (Reserved)

DIVISION 5
Obstructing Traffic

§ 233-51. Obstruction of intersections.

It shall be unlawful to obstruct or block the following intersections in the town:

Section 233-51, Obstruction of Intersections	
BETHPAGE	
Street	Restriction
CROSS ROADS	
Park Avenue	All traffic approaching east and west on Central Avenue shall not block Park Avenue
SIDE ROADS	
Cherry Street	On the south side, +/- 50 feet west of the west curbline of Broadway Spur; traffic eastbound on Cherry Street shall not block the side road
Enterprise Place	All traffic southbound on South Oyster Bay Road shall be prohibited from blocking the side road
Field Court	Traffic approaching south on South Oyster Bay Road shall not block the side road
Nan Road	Traffic westbound on Broadway shall be prohibited from blocking the side road
Pershing Avenue	All traffic approaching eastbound on Central Avenue shall not block the side road
Sheridan Avenue	All traffic approaching eastbound on Central Avenue shall not block the side road
Totten Street	Traffic approaching east on Central Avenue shall not block the side road

Section 233-51, Obstruction of Intersections	
FARMINGDALE	
Street	Restriction
SIDE ROADS	
Main Street	At Sunset Avenue; traffic eastbound on Main Street shall not block the side road

Section 233-51, Obstruction of Intersections**HICKSVILLE**

Street	Restriction
	SIDE ROADS
Woodbury Road	All traffic eastbound shall not block Pierce Street

Section 233-51, Obstruction of Intersections**JERICHO**

Street	Restriction
	SIDE ROADS
Village Drive	On the north side; traffic westbound on Village Drive shall not stop in such a location so as to block Birchwood Park Drive

Section 233-51, Obstruction of Intersections**MASSAPEQUA**

Street	Restriction
	SIDE ROADS
Biltmore Boulevard	All traffic approaching eastbound on Merrick Road shall not stop within this intersection
North Elm Street	All traffic northbound on North Broadway shall be prohibited from stopping within the intersection
Roosevelt Boulevard	Westbound traffic on Merrick Road shall be prohibited from blocking the side road

Section 233-51, Obstruction of Intersections**PLAINVIEW**

Street	Restriction
	SIDE ROADS
Hope Drive	On the south side; traffic approaching eastbound on Old Country Road shall not block the side road
Kalda Lane	Traffic approaching westbound on Old Country Road shall not block the side road
Lincoln Gate and Old Country Road	Traffic westbound on Old Country Road shall not block the side road
Manor Street	Traffic westbound on Old Country Road shall not block the side road

Section 233-51, Obstruction of Intersections**PLAINVIEW**

Street	Restriction
Margaret Drive	Traffic approaching eastbound on Old Country Road shall come to a full stop
Old Country Road	On the north side from a point +/- 26 feet west of the west curbline of Janet Drive
Rose Street	Traffic northbound on South Oyster Bay Road shall be prohibited from blocking the side road

Section 233-51, Obstruction of Intersections**WOODURY**

Street	Restriction
SIDE ROADS	
Gloria Drive	All traffic southbound on Woodbury Road shall be prohibited from stopping within its intersection with Gloria Drive

§ 233-52. through § 233-61. (Reserved)

ARTICLE III

Stopping, Standing, And Parking

DIVISION 1

Generally

§ 233-62. Removal of parked or abandoned vehicles: when authorized; agencies which may cause removals; charges; redemption of vehicles.

- (a) It shall be deemed to be a violation punishable by a fine of \$250 to \$1,000 and/or not more than 15 days' imprisonment for the last owner of a motor vehicle to abandon said motor vehicle on any public road or highway or other public place in the Town of Oyster Bay. It shall be a defense to the charge of said violation that the last owner of said vehicle filed an auto theft report with the appropriate police department. The Nassau County Police Department is hereby authorized to enforce this subsection.
- (b) During any snowstorm, flood, fire or other public emergency, the Highway Department of the Town of Oyster Bay shall enjoy concurrent enforcement powers with the Nassau County Police Department in removing abandoned vehicles from any public road or highway or other public place. Any such vehicle so removed shall be impounded and stored in a place designated by the Highway Department and shall be held until the owner or operator thereof shall call for and remove the same.
- (c) Before any vehicle impounded pursuant to Subsection (a) is released, the owner or operator thereof, in addition to being liable for the penalties described in Subsection (a), shall pay for the cost of impounding and storing the vehicle, plus any expense incurred for towing and removing the vehicle from the public road or highway or other public place where it was abandoned. The charge shall be a lien on any vehicle so impounded and shall be paid before the same shall be released from the custody of the Town of Oyster Bay Highway Department or the Nassau County Police Department.

§ 233-63. Parking of commercial vehicles in prohibited areas or at night.

It shall be unlawful for any person to park or leave standing at any time any commercial vehicle or bus on any street, road or highway of the Town in violation of any regulations where signs or markings giving notice thereof are posted, or to park or leave standing between the hours of 10:00 p.m. and 6:00 a.m., any commercial vehicle on any street, road or highway of the Town. This section shall not, however, prohibit any commercial vehicle from making deliveries of merchandise or providing service to the occupants of any premises located on any such street, road or highway.

- (a) Commercial vehicle. The words "commercial vehicle" shall include any vehicle bearing a commercial, bus, farm, livery, school, spec commercial, taxi, t+lc, tow truck, or tractor license plate, or, in the absence of said license plate, any vehicle with a seating capacity greater than nine persons.
- (b) Prohibited areas:

Section 233-63, Parking of Commercial Vehicles in Prohibited Areas or at Night**GLEN HEAD**

Street	Side	Location
Wall Street		Between Glen Head Road and School Street

Section 233-63, Parking of Commercial Vehicles in Prohibited Areas or at Night**GREEN VALE**

Street	Side	Location
Cedar Street	North	Starting at a point +/- 310 feet east of the east curbline of Glen Cove Road, east for a distance of 80 +/- feet

Section 233-63, Parking of Commercial Vehicles in Prohibited Areas or at Night**MASSAPEQUA**

Street	Side	Location
Broadway	West	Starting at a point +/- 116 feet north of the triangle of Hicksville Road and Broadway, north for a distance of +/- 492 feet

§ 233-64. Manner of parking generally.

Except as otherwise expressly provided in this division, all vehicles parking on any street in the town shall be parked in the following manner:

Section 233-64, Manner of Parking Generally**HICKSVILLE**

Except as otherwise expressly provided, each person who parks a motor vehicle or other vehicle on any of the streets or portions of streets shall park the vehicle parallel with the curb or gutter, with both front and rear wheels not more than six inches therefrom

LOCUST VALLEY

- (a) Except as otherwise expressly provided, each person who parks a motor vehicle or other vehicle on any of the streets or portions of streets where parking is not prohibited by this article shall park the vehicle parallel to the curb or gutter, with both front and rear wheels not more than six inches therefrom
- (b) At all places in the portions of streets where the pavement or curb is or may be marked or painted or signs placed to indicate spaces for parking, each person who parks a motor vehicle or other vehicle shall park the vehicle within the space or spaces so indicated, and not otherwise

MASSAPEQUA

Section 233-64, Manner of Parking Generally

- | | |
|-----|--|
| (a) | Except as otherwise expressly provided, each person who parks a motor vehicle or other vehicle on any of the streets or portions of streets shall park said vehicle parallel to the curb or gutter with both front and rear wheels not more than six inches therefrom |
| (b) | At all places in the streets or portions of streets where the pavement or curb is or may be marked or painted or signs placed to indicate spaces for parking, each person who parks a motor vehicle, or other vehicle, shall park the vehicle within the space so indicated, and not otherwise |

SYOSSET

Except as otherwise expressly provided, each person who parks a motor vehicle or any other vehicle of any kind on any streets or portions of streets shall be parked parallel to the curb or gutter, with both front and rear wheels not more than six inches therefrom or within designated spaces on streets where the curb interferes with opening the door

§ 233-65. Locations at which angle parking is permitted.

Angle parking is hereby permitted at the following locations, when properly marked:

Section 233-65, Angle Parking		
Street	Side	Location
BETHPAGE		
Felms Court	North	Starting at a point +/- 224 feet east of the east curbline of Broadway, east, south and west to a point +/- 224 feet east of the east curbline of Broadway
FARMINGDALE		
Miller Road	North	Starting at a point +/- 286 feet east of a point opposite the east curbline of Florgate Road, east and then south for a distance of +/- 102 feet
GLEN HEAD		
Station Plaza	North	Between Walnut Avenue and Glen Head Road
HICKSVILLE		
Second Street	North	Starting at a point approximately +/- 126 feet east of the east curbline of Frevert Place, east for a distance of approximately +/- 168 feet
Fairview Court		Starting at a point +/- 104 feet southwesterly of the southwesterly curbline of Cottage Boulevard, south, east, then north for a distance of +/- 176 feet
Fern Court	East	Starting at the north curbline of Tudor Road, north to the termination of Fern Court
Fern Court	West	Starting at the north curbline of Tudor Road, north to the termination of Fern Court

Section 233-65, Angle Parking		
Street	Side	Location
Wedgewood Drive	West	Starting at a point +/- 278 feet north of the north curbline of Marilyn Lane, west, north and east for a distance of +/- 150 feet
MASSAPEQUA		
Sea Crest Place	North	Starting at the west curbline of Alhambra Road, west for a distance of +/- 180 feet
Sea Crest Place	South	Starting at the west curbline of Alhambra Road, west for a distance of +/- 200 feet
OYSTER BAY		
AT ALL TIMES		
Audrey Avenue, west spur	West	Starting at a point +/- 367 feet south of the south curbline of Railroad Avenue, south and westerly following the curvature of the west spur for a distance of +/- 126 feet
Audrey Avenue, west spur	East	Starting at the north curbline of Shore Avenue, north for a distance of +/- 96 feet
Shore Avenue	North	Starting at a point +/- 374 feet south of the south curbline of Railroad Avenue, south and west to the east curbline of Maxwell Avenue
SYOSSET		
Jackson Avenue	East	Starting at the north curbline of entrance to the Town of Oyster Bay Parking Field, north for a distance of +/- 72 feet

§ 233-66. Locations at which parallel parking is permitted.

Parallel parking is permitted at the following locations, when appropriately marked:

Section 233-66, Parallel Parking		
Street	Side	Location
HICKSVILLE		
Second Street	North	Starting at a point +/- 15 feet east of the east curbline of Frevert Place, east for a distance of +/- 50 feet facing south
North Village Green		The south extreme road south side starting at a point +/- 38 feet east of the east curb of Levittown Parkway, east for a distance of +/- 174 feet
LOCUST VALLEY		

Section 233-66, Parallel Parking		
Street	Side	Location
South Fourth Street	East	Starting at the south curbline of Forest Avenue, south for a distance of +/- 94 feet
MASSAPEQUA		
Northgate Road	North	Starting at a point +/- 30 feet east of a point opposite the south curbline of Eastgate Road, east to its termination
Northgate Road	South	Starting at a point +/- 30 feet east of the east curbline of Eastgate Road, east to its termination
OYSTER BAY		
Audrey Avenue	East	Starting at a point +/- 364 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 148 feet
SYOSSET		
Edna Drive	West	Starting at the property line of house no. 44, following the curvature of the roadway to the east curbline of the property line between house nos. 49 and 51

§ 233-67. through § 233-71. (Reserved)

DIVISION 2
Disabled Drivers' Parking Permits

§ 233-72. Authority of the Town Board to designate parking areas for permit holders; signs to be posted.

- (a) The Town Board may, from time to time by resolution, set aside public places, streets or portions of streets within the unincorporated areas of the Town as parking spaces for motor vehicles for the sole and exclusive use by the holders of valid physically disabled drivers' parking permits issued by the Town of Oyster Bay and where specifically stated in this division such parking space may also be used by the holders of any valid disabled drivers' parking permit issued by a municipality located in the State of New York.
- (b) The Town's Commissioner of Public Works, or his or her designee, shall provide and maintain a sign at each of the public places, streets or portions of streets set aside as provided in Subsection (a) as parking spaces for the sole and exclusive use by the holders of valid physically disabled drivers' parking permits, providing notice that it is unlawful to leave a motor vehicle parked, stopped or standing in any such public places, streets or portions of streets except by the holders of physically disabled drivers' parking permits.

§ 233-73. Persons eligible for permit; application; contents of application; supporting documents.

Any person of good moral character who has a permanent physical disability which so seriously impairs mobility as to prevent that person from walking without the assistance of an artificial device, as certified in writing to the Town Clerk by a physician duly licensed by the state, and which person is also the holder of a valid operator's or chauffeur's license duly issued by the Department of Motor Vehicles of the state, may obtain a physically disabled drivers' parking permit by making application therefor in writing to the Town Clerk upon forms furnished by the Town Clerk. The application shall state:

- (a) The following which shall be verified under oath by the applicant:
 - (1) The name and address of the applicant.
 - (2) The age, date of birth, sex, height, weight, color of hair and color of eyes of the applicant, and whether they are married or single.
 - (3) The type of driver's license held by the applicant and the license identification number thereof and the date of issuance and expiration date thereof.
 - (4) All the restrictions listed on the applicant's driver's license.
 - (5) The occupation and social security number of the applicant.
 - (6) The name and address of the applicant's employer and business phone.
 - (7) If the applicant is a student, the name and address of the school, course of study and hours of attendance.
 - (8) The name and address of the owner of the vehicle to be used.
 - (9) The year, make, type, identification or serial number and color of the vehicle, the

license plate number, and tab number, if any, and the year for which issued and state which issued same.

- (10) Whether a physically disabled drivers' parking permit was ever issued to the applicant and if so, was it ever revoked, and the details of any revocation.
- (b) The following information which shall be certified by the physician:
- (1) The nature and duration of the disability.
 - (2) The cause of the disability.
 - (3) The date of last examination.
 - (4) Whether the disability is progressive.
 - (5) Whether, in the physician's opinion, the applicant has a permanent disability which so seriously impairs his mobility as to prevent them from walking without the assistance of an artificial device, requiring a physically disabled drivers' parking permit.

§ 233-74. Renewal application.

The application for a renewal of a permit issued pursuant to this division shall contain such information as the Town Clerk, as License Commissioner, may require, and the form of the application shall be approved by the Town Board.

§ 233-75. Term of permit; transferability.

- (a) Permits authorized by this division shall be in the form prescribed by the Town Clerk and shall expire on the first day of March next following their issuance. Such permits shall not be transferable and shall be subject to such conditions, rules and regulations as the Town Board may establish by resolution, and the acceptance of a permit shall constitute an agreement to comply with such conditions, rules and regulations.
- (b) Permits authorized by this division shall be placed within the motor vehicle so as to be visible and legible from the outside thereof when the vehicle is parked, stopped or left standing in a parking space set aside under this division.
- (c) In the event a person, other than the person to whom the permit is issued, utilizes the permit claiming the privileges granted by this division to the physically handicapped person, the permit issued to the physically handicapped person shall be subject to suspension for six months for the first offense, if it is determined after proper hearing that the use was with the consent, express or implied, of the permittee. After a second offense and proper hearing, the permit may be revoked. Prior to suspension or revocation, as herein provided, a hearing shall be held by the Town Clerk, who shall then make recommendation of action to the Town Board. Notice of any hearing to be held by the Town Clerk for revocation or suspension of any license or permit shall be mailed, by certified mail, return receipt requested, to the holder of the permit directed to the address of such holder as set forth in the application. Such notice shall be mailed not less than five days prior to the hearing date and shall advise said holder of the permit of the time and place of the hearing and shall contain a concise statement of the reason or reasons for holding the hearing. The Town Clerk shall make findings based upon the evidence presented at such hearing, which shall be conclusive as to all matters of fact. Suspension or revocation shall not be deemed to

preclude a fine or penalty pursuant to any other subsection herein.

- (d) The holder of a tow-issued disabled driver's permit shall be entitled to the same privileges and bound by the same responsibilities as the holder of a validly issued Town of Oyster Bay parking permit.

§ 233-76. Permit fees.

- (a) The fee to be paid by all persons who reside within the unincorporated areas of the Town for a permit issued pursuant to this division shall be \$1 if the permit is issued after the first day of March and prior to the first day of September following, and \$0.50 if issued after the first day of September and prior to the first day of March next following; and the fee to be paid by all other persons for a permit issued pursuant to this division shall be \$12 if issued after the first day of March and prior to the first day of September next following, and \$6 if issued after the first day of September and prior to the first day of March next following.
- (b) The amount of the fee for the permit year, or any part thereof, may be changed from time to time by resolution of the Town Board and shall be incorporated in the rules and regulations adopted pursuant to this division.

§ 233-77. Permit to become void upon revocation or surrender of driver's license.

A permit issued pursuant to this division shall automatically terminate and become void if the driver's license of the person to whom the permit has been issued is revoked or suspended by the Department of Motor Vehicles of the state or by a court of competent jurisdiction, and the permittee shall immediately surrender his permit to the Town Clerk.

§ 233-78. Revocation or suspension; grounds.

The Town Clerk may revoke any permit issued pursuant to this division or suspend the permit for not in excess of 90 days upon finding after a hearing of the existence of one or more of the following:

- (a) The holder of the permit has violated any of the conditions, rules or regulations established by the Town under this division.
- (b) The holder of the permit has misrepresented or made a false statement in his application.
- (c) The holder of the permit has been convicted of any crime or misdemeanor involving moral turpitude.

§ 233-79. Hearings on revocation or suspension: notice to permittee; hearing procedure; finality of hearing.

Notice of any hearing to be held by the Town Clerk for the revocation or suspension of any permit issued pursuant to this division shall be mailed by ordinary mail to the holder of the permit, and directed to the address of such holder as set forth in the application. The notice shall be mailed not less than five days prior to the hearing date, and shall advise the holder of the permit of the time and place of the hearing and shall contain a concise statement of the reason or reasons for holding the hearing. Rules of law with respect to the admissibility of evidence in the conduct of hearings shall not apply at such hearings, and the Town Clerk shall make such a

record of the findings as he deems to be justified by all the evidence presented at such hearing, and his findings shall be conclusive as to all matters of fact.

§ 233-80. Unauthorized parking in spaces designated for use of permittees; penalty for violation.

It shall be unlawful for any person to leave a motor vehicle parked, stopped or standing, or to allow, suffer, or permit a motor vehicle to be parked, stopped or standing in any public place, street or portions of streets set aside pursuant to this division for the sole and exclusive use by the holders of valid physically disabled drivers' parking permits, unless such person is the valid holder of a permit issued pursuant hereunder and a violation of this division shall be an offense and shall be punishable as provided in Section 1-8, but in no event shall an offense hereunder be punishable by a fine less than \$100 or more than \$750.

§ 233-81. through § 233-85. (Reserved)

DIVISION 3

Restrictions on Parking in Vicinity of Fire Houses of Bethpage Fire District

§ 233-86. Definitions.

As used in this division, the following terms shall have the meanings ascribed to them:

AUTOMOBILE OR OTHER CONVEYANCE — Any vehicle by which any person or property may be transported upon a highway, except those operated upon rails or tracks.

OPERATOR — Includes every individual who shall operate a vehicle as the owner thereof or as the agent, employee or permittee of the owner.

PARKING FIELDS — Any parking field located within the Bethpage Fire District, which said parking fields, or portions thereof, are designated as restricted parking fields by this division.

§ 233-87. Parking fields to be controlled by signs.

The parking of automobiles or any other conveyances of any kind or description in all parking fields designated in this division, or portion thereof, shall be regulated and controlled by the use of signs in each restricted parking field or portion thereof.

§ 233-88. Restricted parking fields enumerated.

The parking of all automobiles and other conveyances of any kind or description is hereby prohibited, except by the volunteer firemen and employees of the Bethpage Fire District, in the following parking fields which are hereby deemed to be restricted parking fields subject to posted regulations:

- (a) The parking field adjacent to the Bethpage Fire House, 225 Broadway, Bethpage, New York.

§ 233-89. Penalty for violation of this division.

An offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.

§ 233-90. Enforcement.

It shall be the duty of the county police department to enforce the provisions of this division and to issue summonses for any violation thereof.

§ 233-91. through § 233-95. (Reserved)

**DIVISION 4
Public Parking District**

§ 233-96. Definitions.

As used in this division, the following terms shall have the meanings ascribed to them:

OPERATOR — Includes every individual who shall operate a vehicle as the owner thereof or as the agent, employee or permittee of the owner.

PARKING FIELDS — Any public parking field located within and under the jurisdiction of the Town of Oyster Bay Public Parking District in the Town.

RESTRICTED PARKING AREAS — Those parking field or areas where no vehicle shall park unless said vehicle bears a proper Town parking permit and sticker as defined by § 233-100 herein.

VEHICLE — Any vehicle by which any person or property may be transported upon a highway, except those operated upon rails or tracks.

§ 233-97. Control of parking fields by signs or parking meters.

The parking of motor vehicles or any other vehicles in all parking fields or portions thereof shall be regulated and controlled by the use of signs, or by parking meters erected on each parking field or portions thereof, designating the lawful period of time that a motor vehicle or any other vehicle may be parked therein.

§ 233-98. Manner of parking in meter zones; deposit of coins; unlawful parking; when deposit of coins not required.

- (a) When any vehicle shall be parked next to a parking meter, the operator of the vehicle shall park within the area designated by the marking lines as indicated for parallel or diagonal parking.
- (b) Upon entering a parking space in a parking meter zone, the operator or owner shall immediately deposit in the parking meter the amount of money prescribed by the Town Board as parking fees and posted on the parking meter.
- (c) It shall be unlawful for any person to fail to park within the designated area, or to fail or neglect to deposit the proper coin or coins.
- (d) The parking space may be used by such vehicles during the legal parking limit provided by the provisions of this Code and other ordinances of the Town, and a vehicle shall be considered as unlawfully parked if it remains in said space beyond the legal parking limit or when the parking meter displays a signal showing illegal parking, except that nothing in this section shall prevent the owner or operator of a vehicle from parking his vehicle in a space without depositing a coin where it appears that the maximum legal parking limit has not run since the deposit of the previous coin.
- (e) It shall be unlawful for any person to cause or permit any vehicle registered in his name to be unlawfully parked as set out in this section.

§ 233-99. Authority of Town Board to promulgate rules and regulations controlling use of

parking fields; signs to be posted.

The Town Board is hereby authorized to adopt rules and regulations governing the use of said parking fields and from time to time to designate, by resolution, any or all of the said parking fields as restricted parking areas wherein the parking or standing of vehicles shall be permitted only as hereinafter provided. All such restricted areas shall be marked and indicated by suitable signs.

§ 233-100. Permit and sticker required for restricted parking areas; display of sticker.

No vehicle shall be parked or permitted to stand in any of the restricted parking areas unless a proper permit and sticker, bearing the number of the permit and the year for which the same shall be issued, has been obtained for the vehicle from the Town Clerk and the sticker is affixed and conspicuously displayed on the rear of the vehicle, as directed by the Town Clerk. The Town Clerk is authorized, three months prior to the commencement of a permit year or permit period, to issue a permit and sticker for said permit year or permit period, which permit and sticker may be validly used during said three-month period and through the ensuing permit year or permit period.

§ 233-101. Domiciliary permits and stickers; application; fees.

- (a) Permit requirements.
 - (1) Any person who is a domiciliary of the Town, but not a domiciliary of an incorporated village therein, may obtain a permit for parking a vehicle in any of the parking fields by making a written application to the Town Clerk, as License Commissioner, which application shall be on a form and contain such information and be accompanied by such documents as the Town Board may require.
 - (2) No permit shall be issued pursuant to this section unless it be for a vehicle owned by the applicant and/or a member of his household or a vehicle which is under exclusive possession, custody and control of the applicant and/or a member of their household.
 - (3) The Town Clerk, as License Commissioner, may require such documents as may, to her, seem necessary to determine whether an applicant is a domiciliary and whether the vehicle is owned by or under the exclusive possession, custody and control of the applicant and/or a member of his household.
- (b) The permit period shall be two years, commencing on April 1 of every even-numbered year; fee for a permit and sticker pursuant to Subsection (a) shall be \$100 for each two-year permit period, and for residents 62 years of age or older as of April 1 of the permit period shall be \$20 for each two-year period. The fee for a permit issued after April 1 of any odd-numbered year shall be \$50, and for residents 62 years of age or older as of April 1 of the permit period shall be \$10, and said permit shall be valid up to and including the following March 31st. The amount of the fee for any permit period, or any part thereof, may be changed from time to time by resolution of the Town Board. The required fee shall be paid before the issuance of any permit or sticker.
- (c) The fee for the replacement of any permit issued under this section shall be \$1.

§ 233-102. Permits and stickers for domiciliaries of incorporated villages; application; fees.

(a) Permit requirements.

- (1) All persons who are domiciliaries of an incorporated village within the Town may obtain a permit for parking a vehicle in any of the parking fields by making a written application to the Town Clerk, as License Commissioner, which application shall be on a form and contain such information and be accompanied by such documents as the Town Board may require.
 - (2) No permit shall be issued pursuant to this section unless it be for a vehicle owned by the applicant and/or a member of his household or a vehicle which is under exclusive possession, custody and control of the applicant and/or a member of his household.
 - (3) The Town Clerk, as License Commissioner, may require such documents as may, to her, seem necessary to determine whether an applicant is a domiciliary and whether the vehicle is owned by or under the exclusive possession, custody and control of the applicant and/or a member of his household.
- (b) The permit period shall be one year, commencing on April 1 of every year and terminating on March 31 of the following year. The fee for a permit and sticker pursuant to Subsection (a) shall be \$120 for each one-year period, and for residents 62 years of age or older as of April 1 of the permit period the fee shall be \$10 for each one-year period. The fee for a permit issued under this section on or after October 1 of any year shall be \$60, and for residents 62 years of age or older as of October 1 of the permit period shall be \$10, and said permit shall be valid up to and including the following March 31. The amount of the fee for any permit period, or any part thereof, may be changed from time to time by resolution of the Town Board. The required fee shall be paid before the issuance of any permit or sticker.
- (c) The fee for the replacement of any permit issued under this section shall be \$1.

§ 233-103. Permits issued subject to space availability.

All permits and stickers issued pursuant to this division and the rules and regulations made pursuant to this division to park motor vehicles in the designated areas are subject to space therein being available.

§ 233-104. Transferability of permit and sticker; unauthorized use of sticker.

- (a) In the event a vehicle for which a permit and sticker have been issued pursuant to this division is transferred to another person, the sticker shall be removed and destroyed.
- (b) No person to whom a permit or sticker is issued pursuant to this division shall transfer such permit or sticker to another person.
- (c) No person shall display on a vehicle or operate a vehicle on which is displayed a sticker which has been issued for another vehicle.

§ 233-105. When permit may be issued to person whose permit has been revoked.

In the event a person has a permit revoked, no permit shall be issued to such person in that permit year unless the approval of the Town Board, or person or persons designated by it, is obtained.

§ 233-106. Damaging signs.

No person shall deface, injure, change or tamper with any sign in any parking field.

§ 233-107. Unlawful acts in parking fields.

In addition to any other prohibition stated in the provisions of this division, it shall be unlawful for any person to:

- (a) Park any vehicle in a parking field other than within markers designating parking spaces.
- (b) Disobey any instructions or directions contained in any sign posted in any parking field.
- (c) Operate any vehicle within a parking field at a speed in excess of 10 miles per hour.
- (d) Use any portion of a parking field for the sale or display for sale of any goods or merchandise.
- (e) Distribute or throw any handbills, notices, or other type of advertising material in a parking field or in or on any vehicle parked therein, except official notices upon directions of the Town Board.
- (f) Operate any vehicle so as to cross over any line marked on the surface of any parking field.
- (g) Park any vehicle in a parking field for over 24 hours.
- (h) Use any parking field as a through traffic means for any purpose.
- (i) Loiter in any parking field.
- (j) Bring or have an animal under his control in any parking field except when the animal is kept within the confines of the vehicle.
- (k) Deposit in any parking meter, any slug, device or metallic substitute for a coin of the United States.

§ 233-108. Restrictions on parking of commercial vehicles.

No commercial vehicle having a loading capacity exceeding one-half ton shall park or stand within any of the parking fields located within the Town of Oyster Bay Public Parking District except in such areas as may be specifically designated for said use by the Town Board pursuant to the provisions of this division or the rules and regulations adopted hereunder.

§ 233-109. Penalty for violation of division.

Any person who shall violate or suffer or permit anyone to violate any of the provisions of this division, or the rules and regulations adopted hereunder, and the owner of any vehicle operated or parked in violation of any of the provisions of this division, or the rules and regulations adopted hereunder, shall be guilty of an offense punishable as provided in § 233-2.

§ 233-110. Enforcement of division: complaints; impoundment of vehicle.

It shall be the duty of each traffic patrolman, or such other officer, as shall be so instructed by the county police department, in his beat or district, to take the number of any meter at which

any vehicle is overparked, as provided in this division, and the state vehicle tag number of such vehicle, and make a complaint therefor in the District Court, First District, Mineola, New York, together with the length of time during which the vehicle is parked in violation of any of the provisions of this division, as well as any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violations. In addition thereto, any vehicle parked in violation of any of the provisions of this division may be towed away and stored at the discretion of either the Town Board or the county police department, or any person authorized by the Town Board, at a cost not to exceed \$10 for towing and \$1 per day storage for each day the vehicle is stored, the cost to be paid by the owner of the vehicle before the vehicle may be redeemed. The towing and storage charges may be changed from time to time by resolution of the Town Board pursuant to the rules and regulations herein. Prior to towing and storing any vehicle as herein specified, it shall be the duty of the Town Board, or person directing the towing and storage, to notify the county police precinct having jurisdiction over the parking field from which the vehicle is to be towed, that such vehicle will be towed, by whom it will be towed and where the vehicle will be stored.

§ 233-111. Restricted parking area thoroughfares.

There are hereby established in the Town the following restricted parking thoroughfares requiring a Town parking permit and sticker in accordance with § 233-100 herein:

Section 233-111, Restricted Parking Area Thoroughfares		
HICKSVILLE		
Street	Side	Location
Station Plaza South	South	Starting at a point +/- 180 feet east of the east curbline of Newbridge Road, east to the west curbline of Jerusalem Avenue
West Barclay Street	North	Starting at the west curbline of the entrance to the Long Island Railroad Parking Field, west for a distance of +/- 955 feet
West Barclay Street	North	Between the northwest corner of the intersection of Wyckoff Street and West Barclay Street and the northeast corner of the intersection of Marion Place and West Barclay Street
West Barclay Street	South	Starting at the west curbline of the entrance to the Long Island Railroad Parking Field, west for a distance of +/- 955 feet

§ 233-112. Parking restricted to compact cars only.

At the following listed locations, the parking of compact cars only shall be permitted:

Section 233-112, Parking Restricted to Compact Cars Only**HICKSVILLE**

Street	Side	Location
Station Plaza South	South	Starting at a point +/- 180 feet east of the east curbline of Newbridge Road, east to the west curbline of Jerusalem Avenue

§ 233-113. through § 233-115. (Reserved)

DIVISION 5
Parking Meters in Hicksville

§ 233-116. Definitions.

As used in this division, the following terms shall have the meanings ascribed to them:

OPERATOR — Includes every individual who shall operate a vehicle as the owner thereof or as the agent, employee or permittee of the owner.

PARK, PARKING, or PARKED — The stopping of a motor vehicle or motorcycle upon any public highway and leaving such motor vehicle or motorcycle unattended by a person capable of operating it for a period longer than necessary to load or unload passengers or freight.

STREET — Any public street, avenue, road, boulevard, highway, square, and lane and shall include a parking field or other public place located in Hicksville in the Town, and established for the use of vehicles.

VEHICLE — Any device by which any person or property may be transported upon a highway, except those operated upon rails or tracks.

§ 233-117. Parking meter zones generally.

Parking meter zones are hereby designated and established as being those streets and parts of streets upon which limited parking is now permitted under authority and by virtue of this article, and the parking limits and restrictions for Hicksville are incorporated in this division for all uses and purposes applicable to the conditions, terms and enforcement hereof, and such other parking meter zones as may be hereafter created by the Town Board, but spaces designated as "bus stops" and "loading zones" shall be excluded from parking meter zones.

§ 233-118. Installation and mechanical operation of meters.

The Town Board, as commissioners of the Town of Oyster Bay Park and Parking District, shall provide for the installation, regulation, control, operation and use of the parking meters provided for in this division, and shall cause the meters to be maintained in good workable condition. Meters shall be placed upon the curb next to individual parking places, and meters shall be so constructed as to display a signal showing legal parking upon deposit therein of the proper coin or coins of the United States, as indicated by instructions on said meter, and for a period of time conforming to the parking limits of the Town, which signal shall remain in evidence until expiration of the parking period so designated, at which time a change of signal or some other mechanical operation shall indicate expiration of said parking period.

§ 233-119. Parking meter zones enumerated.

Parking shall be controlled and limited by parking meters on the following streets, avenues, highways and parking fields:

Section 233-119, Parking Meter Zones**HICKSVILLE**

Street	Side	Location
ALL-DAY PARKING METER ZONE		
All-day parking shall be permitted during the hours from 7:00 a.m. to 5:00 p.m. at the following locations and times:		
Parking Fields Nos. 14 and 17		
West Barclay Street	North	Starting at the west curbline of the entrance to the
The parking meters shall be operated in said parking meter zone between the hours of 7:00 a.m. and 5:00 p.m. every day except Sundays and all legal holidays		
ONE-HOUR PARKING METER ZONES AT \$0.10 PER HOUR, TWO-HOUR MAXIMUM		
EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 5:00 P.M.		
Division Avenue	West	Starting at the south curbline of Old Country Road, south to a point +/- 100 feet north of the north curbline of First Street
8:00 A.M. TO 6:00 P.M.		
Broadway (Route 107)	West	South of First Street and continuing to the south for a distance of +/- 325 feet
ONE-HOUR PARKING		
EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Broadway	East	Starting at a point +/- 50 feet south of the south curbline of East Carl Street, south to a point +/- 120 feet north of the north curbline of Old Country Road
Broadway	East	Starting at a point +/- 50 feet south of the south curbline of East Cherry Street, south to a point +/- 30 feet north of the north curbline of East Carl Street
Broadway	East	Starting at a point +/- 70 feet south of the south curbline of East John Street, south to a point +/- 30 feet north of the north curbline of East Barclay Street
Broadway	East	Starting at a point +/- 30 feet south of the south curbline of East Nicholai Street, south to a point +/- 30 feet north of the north curbline of East Cherry Street
Broadway	West	Starting at a point +/- 50 feet south of the south curbline of West Cherry Street, south to a point +/- 75 feet north of the north curbline of West Carl Street

Section 233-119, Parking Meter Zones**HICKSVILLE**

Street	Side	Location
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of West Nicholai Street, south to a point +/- 75 feet north of the north curbline of West Cherry Street
East Marie Street	North	Starting at a point +/- 36 feet east of the east curbline of Broadway, east for a distance of +/- 134 feet
Herzog Place	North	Starting at a point +/- 120 feet east of the east curbline of Jerusalem Avenue, east to a point +/- 50 feet west of the west curbline of Broadway
West Marie Street	North	Starting at a point +/- 60 feet east of the east curbline of Jerusalem Avenue, east to a point +/- 50 feet west of the west curbline of Broadway
West Marie Street	South	Starting at a point +/- 45 feet east of the east curbline of Jerusalem Avenue, east to a point +/- 75 feet west of the west curbline of Broadway

EXCEPT SUNDAYS AND HOLIDAYS

8:00 A.M. TO 10:00 P.M.

Broadway	East	Starting at a point +/- 30 feet south of the south curbline of East Marie Street, south to a point +/- 30 feet north of the north curbline of East Nicholai Street
Broadway	East	Starting at a point +/- 50 feet south of the south curbline of Frederick Street, south to a point +/- 30 feet north of the north curbline of East Marie Street
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of Herzog Place, south to a point +/- 30 feet north of the north curbline of West Marie Street
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of West Marie Street, south to a point +/- 30 feet north of the north curbline of West Nicholai Street

THIRTY-MINUTE PARKING

Broadway	East	Starting at a point +/- 15 feet north of the north curbline of East Barclay Street, north for a distance of +/- 22 feet
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THIRTY-MINUTE PARKING, \$0.10 PER HALF HOUR**EXCEPT SUNDAYS AND HOLIDAYS**

7:00 A.M. TO 7:00 P.M.

Section 233-119, Parking Meter Zones**HICKSVILLE**

Street	Side	Location
West Barclay Street	East	Starting at a point +/- 48 feet south of the south curbline of West John Street, south for a distance of +/- 75 feet
West Barclay Street	West	Starting at a point +/- 30 feet south of the south curbline of West John Street, south for a distance of +/- 86 feet

§ 233-120. Manner of parking; deposit of coins.

When any vehicle shall be parked next to a parking meter, the owner or operator of the vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking, which meter spaces shall be so marked that vehicles will be required to park parallel with the curb or edge of the pavement or any state highway, and so that no vehicle will be required to park in violation of Section 86.7 of the Vehicle and Traffic Law, or this article, and upon entering the parking space shall immediately deposit in said meter a coin or coins of the United States, as indicated by the instructions on the parking meter, at rates established by the Town Board. It shall be unlawful for any person to fail to park within the designated area, or fail or neglect to so deposit the proper coin or coins.

§ 233-121. Deposit of coins not required when time is remaining on the meter.

Nothing in this division shall prevent the owner or operator of a vehicle from parking his vehicle in a space without depositing a coin, where it appears that the maximum legal parking limit has not run since the deposit of the previous coin.

§ 233-122. Overtime parking.

Upon the deposit of coins in a parking meter pursuant to this division, a parking meter space may be then used by a vehicle during the legal parking limit provided by this Code and other ordinances of the Town, and the vehicle shall be considered as unlawfully parked if it remains in said space beyond the legal parking limit, or when the parking meter displays a signal showing illegal parking.

§ 233-123. Liability of vehicle owner.

It shall be unlawful for any person to cause or permit any vehicle registered in his name to be unlawfully parked in violation of this division.

§ 233-124. Deposit of slugs.

It shall be unlawful to deposit or cause to be deposited in any parking meter, any slug, device, or metallic substitute for a coin of the United States.

§ 233-125. Damaging or defacing meters.

It shall be unlawful for any person to deface, injure, tamper with, open, willfully break or destroy a parking meter.

§ 233-126. Enforcement.

It shall be the duty of each traffic patrolman, or such other officer as shall be so instructed by the county police department, in his beat or district, to take the number of any meter at which any vehicle is overparked, as provided in this division and the state vehicle tag number of such vehicle, and make complaint therefor in the District Court, Fourth District, Station Plaza, Hicksville, together with the length of time during which the vehicle is parked in violation of any of the provisions of this division, as well as any other facts, a knowledge of which is necessary to a thorough understanding of the circumstances attending such violations.

§ 233-127. Penalty for violation of division.

Any offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.

§ 233-128. through § 233-132. (Reserved)

**DIVISION 6
Parking Meters**

§ 233-133. Definitions.

As used in this division, the following terms shall have the meanings ascribed to them:

PARK, PARKING, or PARKED — The stopping of a motor vehicle or motorcycle upon any public highway and leaving the motor vehicle or motorcycle unattended by a person capable of operating it for a period longer than necessary to load or unload passengers or freight.

STREET — Any public street, avenue, road, boulevard, highway, square, lane, or other public place located in Massapequa, in the Town, and established for the use of vehicles.

VEHICLE — Any device by which any person or property may be transported upon a highway, except those operated upon rails or tracks.

§ 233-134. Parking meter zones generally.

Parking meter zones are hereby designated and established as being those streets and parts of streets upon which limited parking is now permitted under authority and by virtue of this article, and the parking limits and restrictions established for Massapequa and Oyster Bay Hamlet are hereby incorporated in this division for all uses and purposes applicable to the conditions, terms and enforcement hereof, and such other parking meter zones as may be hereafter created by the Town Board, but spaces designated as "bus stops," "taxi stands" and "loading zones" shall be excluded from parking meter zones.

§ 233-135. Installation, mechanical operation of meters.

The Town Board, as commissioners of the Town of Oyster Bay Park and Parking District, shall provide for the installation, regulation, control, operation and use of the parking meters provided for in this division, and shall cause the meters to be maintained in good workable condition. Meters shall be placed upon the curb next to individual parking places, and meters shall be so constructed as to display a signal showing legal parking upon deposit therein of the proper coin or coins of the United States as indicated by instructions on the meter, and for a period of time conforming to the parking limits of the Town, which signal shall remain in evidence until expiration of the parking period so designated, at which time a change of signal or some other mechanical operation shall indicate expiration of said parking period.

§ 233-136. Enumeration of parking meter zones.

Parking shall be controlled and limited by parking meters on the following streets, avenues and highways:

(NONE)

§ 233-137. Hours and days of operation.

Parking meters established pursuant to this division shall be operated in parking meter zones each day between the hours of 7:00 a.m. and 5:00 p.m., except Saturdays, Sundays and holidays; however, within the meaning of this division, the term "holiday" shall include the following days only: New Year's Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence

Day, Labor Day, Columbus Day, Election Day, Veterans Day, Thanksgiving Day and Christmas Day.

§ 233-138. Manner of parking; deposit of coins.

When any vehicle shall be parked next to a parking meter, the owner or operator of the vehicle shall park within the area designated by the curb or street marking lines as indicated for parallel or diagonal parking, which parking meter spaces shall be so marked that vehicles shall be required to park parallel with the curb or edge of the pavement on any state highway, and so that no vehicle will be required to park in violation of Section 86.7 of the Vehicle and Traffic Law, or this article, and upon entering the parking space, the owner or operator of the vehicle shall immediately deposit in the meter such a coin or coins of the United States as may be prescribed in the instructions on the meter, at a rate to be established by the Town Board.

§ 233-139. Overtime parking.

A parking space may, upon the deposit of the correct amount of coins, be used by a vehicle during the legal parking limit provided by this article and other ordinances of the Town, and the vehicle shall be considered as unlawfully parked if it remains in said space beyond the legal parking limit and/or when the parking meter displays a signal showing illegal parking.

§ 233-140. Deposit of coins not required when time is remaining on meter.

Nothing in this division shall prevent the owner or operator of a vehicle from parking his vehicle in a space without depositing a coin as aforesaid, where it appears that the maximum legal parking limit has not run since the deposit of the previous coin.

§ 233-141. Liability of owner.

It shall be unlawful for any person to cause or permit any vehicle registered in his name to be parked in violation of this division.

§ 233-142. Deposit of slugs.

It shall be unlawful to deposit or cause to be deposited in any parking meter, any slug, device, or metallic substitute for a coin of the United States.

§ 233-143. Damaging or defacing meters.

It shall be unlawful for any person to deface, injure, tamper with, open, willfully break or destroy any parking meter.

§ 233-144. Enforcement.

It shall be the duty of each traffic patrolman, or such other officer as shall be so instructed by the county police department, in his beat or district, to take the number of any meter at which any vehicle is overparked, as provided in this division, and the state vehicle tag number of such vehicle, and to take the necessary action for the enforcement of this division in the District Court of the County of Nassau in accordance with existing procedures, together with the length of time during which said vehicle is parked in violation of any of the provisions of this division, as well as any other facts, a knowledge of which is necessary to a thorough understanding of the

circumstances attending such violation.

§ 233-145. Penalty for violation of division.

Any offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.

§ 233-146. Two-hour parking meter zones, 8:00 a.m. to 5:00 p.m., except Saturday, Sunday and holidays at \$0.10 for two-hour parking.

(RESERVED)

§ 233-147. Two-hour parking meter zones, 8:00 a.m. to 5:00 p.m., except Saturday, Sunday and holidays at \$0.10 per hour, "two-hour maximum."

(RESERVED)

§ 233-148. through § 233-150. (Reserved)

DIVISION 7
Stopping

§ 233-151. Observance of "no-stopping" signs required.

When official signs have been posted prohibiting, restricting or limiting the stopping of vehicles on any street in the Town, no person shall stop any vehicle in violation of the restrictions stated on such signs. Official signs shall be erected in the no-stopping zones established in this division. [NYS Vehicle and Traffic Law, Sec. 1200(d)]

§ 233-152. No stopping at any time zones established.

There are hereby established within the Town the following no-stopping zones, which shall be appropriately designated by posted signs:

Section 233-152, No Stopping Any Time		
BETHPAGE		
Street	Side	Location
South First Street	East	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 20 feet
South First Street	East	Starting at the south curbline of Burkhardt Avenue, south for a distance of +/- 20 feet
South First Street	West	Starting at the south curbline of Burkhardt Avenue, south for a distance of +/- 20 feet
South First Street	West	Starting at the north curbline of Railroad Avenue, north for a distance of +/- 30 feet
North Second Street	West	Starting at the south curbline of Thomas Street, south for a distance of +/- 35 feet
South Second Street	East	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 20 feet
South Second Street	West	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 48 feet
South Second Street	West	Starting at the south curbline of Grant Avenue, south for a distance of +/- 35 feet
South Fourth Street	East	Starting at the north curbline of Railroad Avenue, north for a distance of +/- 30 feet
South Fourth Street	West	Starting at the north curbline of Railroad Avenue, north for a distance of +/- 30 feet
Adams Gate	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 50 feet
Adams Gate	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 35 feet

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Street	Side	Location
Baldwin Place	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Baldwin Place	North	Starting at the east curbline of the easternmost exit to Parking Lot B5/B6, east for a distance of +/- 20 feet
Baldwin Place	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 74 feet
Balsam Place	North	Starting at the northeast curbline of Stewart Avenue, east for a distance of +/- 30 feet
Balsam Place	South	Starting at the southeast curbline of Stewart Avenue, east for a distance of +/- 30 feet
Barbara Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 25 feet
Barbara Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 25 feet
Benkert Street	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 136 feet
Benkert Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 225 feet
Benkert Street	South	Starting at a point +/- 96 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 44 feet
Boundary Avenue	North	Starting at the east curbline of Morris Road, east for a distance of +/- 30 feet
Boundary Avenue	North	Starting at the west curbline of Morris Road, west for a distance of +/- 30 feet
Boundary Avenue	North	Starting at the west curbline of South Brittany Drive, west for a distance of +/- 476 feet
Boundary Avenue	South	Starting at the west curbline of East Service Road, west for a distance of +/- 420 feet
Boundary Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 244 feet
Broadway	East	Starting at a point +/- 50 feet north of a point opposite the north curbline of Beverly Road, south for a distance of +/- 138 feet
Broadway	East	Starting at the north curbline of Barbara Street, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Barbara Street, north for a distance of +/- 75 feet

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Street	Side	Location
Broadway	East	Starting at the north curbline of Central Avenue, north for a distance of +/- 25 feet
Broadway	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Central Avenue, south to the north curbline of Emma Street
Broadway	East	Starting at a point +/- 435 feet north of the north curbline of Central Avenue, north to the south curbline of Seaman Avenue
Broadway	East	Starting at the north curbline of Michael Court, north for a distance of +/- 40 feet
Broadway	East	Starting at the south curbline of Michael Court, south for a distance of +/- 70 feet
Broadway	East	Starting at the north curbline of Nibbe Lane, north for a distance of +/- 45 feet
Broadway	East	Starting at the south curbline of Nibbe Lane, south for a distance of +/- 150 feet
Broadway	East	Starting at the north curbline of Powell Avenue, north for a distance of +/- 50 feet
Broadway	East	Starting at the south curbline of Powell Avenue, south for a distance +/- 24 feet
Broadway	East	Starting at the north curbline of Seaman Avenue, north for a distance of +/- 30 feet
Broadway	South	Starting at the east curbline of Plainview Road, east for a distance of +/- 74 feet
Broadway	West	Starting at the south curbline of the egress driveway of the Town of Oyster Bay Parking Field No. 27, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Baldwin Place, north for a distance of +/- 25 feet
Broadway	West	Starting at a point +/- 144 feet north of the north curbline of Benkert Street, north for a distance of +/- 95 feet
Broadway	West	Starting at the north curbline of Beverly Road, north for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Beverly Road, north for a distance of +/- 50 feet

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Street	Side	Location
Broadway	West	Starting at the south curbline of Beverly Road, south for a distance of +/- 30 feet
Broadway	West	Starting at a point +/- 622 feet north of the north curbline of Central Avenue, north to the south curbline of Baldwin Place
Broadway	West	Starting at the north curbline of Central Avenue, north for a distance of +/- 26 feet
Broadway	West	Starting at the south curbline of Cherry Avenue, south to the north curbline of Sycamore Avenue
Broadway [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 45 feet north of the north curbline of Miami Road, south to the curbline
Broadway [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 45 feet south of the south curbline of Miami Road, north to the curbline
Broadway	West	Starting at the north curbline of Railroad Avenue, north for a distance of +/- 90 feet
Broadway	West	Starting at a point +/- 318 feet north of the north curbline of Railroad Avenue, north to the south curbline of Washington Street
Broadway	West	Starting at the south curbline of Railroad Plaza, south for a distance of +/- 15 feet
Broadway	West	Starting at the north curbline of Sherwood Drive, north for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Sherwood Drive, south for a distance of +/- 30 feet
Broadway	West	Starting at a point +/- 192 feet north of the north curbline of Washington Street north to the south curbline of Benkert Street
Burkhardt Avenue	North	Starting at the east curbline of South First Street, east for a distance of +/- 25 feet
Burkhardt Avenue	North	Starting at the west curbline of South First Street, west for a distance of +/- 30 feet
Burkhardt Avenue	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 26 feet
Burkhardt Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Burkhardt Avenue	South	Starting at the east curbline of South First Street, east for a distance of +/- 30 feet
Burkhardt Avenue	South	Starting at the west curbline of South First Street, west for a distance of +/- 30 feet
Burkhardt Avenue	South	Starting at the east curbline of South Second Street, east for a distance of +/- 23 feet
Burkhardt Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 124 feet
Burkhardt Avenue	South	Starting at a point +/- 310 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 145 feet
Carol Drive	North	Starting at the west curbline of Plainview Road, west for a distance of +/- 45 feet
Carol Drive	South	Starting at the west curbline of Stymus Avenue, west for a distance of +/- 45 feet
Cedar Avenue	East	Starting at the south curbline of Locust Avenue, south for a distance of +/- 30 feet
Cedar Avenue	West	Starting at the south curbline of Locust Avenue, south for a distance of +/- 30 feet
Central Avenue	East	Starting at the north curbline of Quaker Meeting House Road, north for a distance of +/- 68 feet
Central Avenue	North	Starting at the west curbline of Anderson Street, west to the east curbline of Carriere Street
Central Avenue	North	Starting at the west curbline of Butehorn Street, west to the east curbline of North Peach Street
Central Avenue	North	Starting at the west curbline of Nassau Street, west to a point +/- 80 feet east of the east curbline of Butehorn Street
Central Avenue	North	Starting at a point +/- 80 feet west of the west curbline of North Sheridan Avenue, west to the east curbline of North Robert Damm Street
Central Avenue	North	Starting at the west curbline of North Peach Street, west to the east curbline of Anderson Street
Central Avenue	North	Starting at the west curbline of North Pershing Avenue, west to the east curbline of North Sheridan Avenue
Central Avenue	North	Starting at the east curbline of Park Avenue, east for a distance of +/- 15 feet

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Street	Side	Location
Central Avenue	North	Starting at the west curbline of Park Avenue, west to the east curbline of Stewart Avenue
Central Avenue	North	Starting at the west curbline of Robert Damm Street, west to the east curbline of Scherer Street
Central Avenue	North	Starting at a point +/- 75 feet west of the west curbline of Scherer Street, west to the east curbline of Nassau Street
Central Avenue	North	Starting at the east curbline of Seaman Avenue, east for a distance of +/- 30 feet
Central Avenue	North	Starting at a point +/- 200 feet west of the west curbline of Seaman Avenue, west to the east curbline of Broadway
Central Avenue	North	Starting at the west curbline of Stewart Avenue, west to the east curbline of North Pershing Avenue
Central Avenue	South	Starting at the east curbline of Herman Avenue, east for a distance of +/- 30 feet
Central Avenue	South	Starting at a point across from the west curbline of Hickey Boulevard (formerly Grumman Road East), east for a distance of +/- 50 feet
Central Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 90 feet to encompass the new triangular mall
Central Avenue	South	Starting at the east curbline of Park Avenue, east to the west curbline of Broadway
Central Avenue	South	Starting at the west curbline of Perry Avenue, west for a distance of +/- 40 feet
Central Avenue	South	Starting at the east curbline of Stewart Avenue, east to the west curbline of Park Avenue
Central Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 145 feet
Central Avenue	South	Starting at the east curbline of Windhorst Avenue, east for a distance of +/- 70 feet
Central Boulevard	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 60 feet
Central Boulevard	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 46 feet

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Street	Side	Location
Cherry Avenue	North	Starting at the east curbline of Kunen Avenue, east for a distance of +/- 60 feet
Cherry Avenue	North	Starting at the east curbline of Spruce Avenue, east for a distance of +/- 109 feet
Cherry Avenue	North	Starting at the west curbline of Spruce Avenue, west to the east curbline of Stewart Avenue
Cherry Avenue	South	Starting at the east curbline of Stewart Avenue, east to the west curbline of Broadway
Crestline Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Crestline Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Cypress Avenue	North	Starting at the west curbline of Spruce Avenue, west for a distance of +/- 30 feet
Cypress Avenue	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 45 feet
Cypress Avenue	South	Starting at the east curbline of Spruce Avenue, east for a distance of +/- 30 feet
Cypress Avenue	South	Starting at the west curbline of Spruce Avenue, west for a distance of +/- 30 feet
Cypress Avenue	South	Starting at the east curbline of Stewart Avenue (inclusive of corner radius), east for a distance of +/- 50 feet
Eiffel Gate	Both	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Emma Street	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 60 feet
Enness Avenue	North	Starting at the west curbline of Iram Place, west for a distance of +/- 30 feet
Enness Avenue	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 35 feet
Enness Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 35 feet
Evelyn Drive	South	Starting at a point opposite the east curbline of Robinson Road, east for a distance of +/- 175 feet
Farmers Avenue	North	Starting at the northern curbline of Stewart Avenue, east for a distance of +/- 35 feet

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Street	Side	Location
Farmers Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 50 feet
Farmers Avenue	South	Starting at the southern curbline of Stewart Avenue, east for a distance of +/- 50 feet
Floral Avenue	East	Starting at the south curbline of Gates Avenue, south for a distance of +/- 145 feet
Grant Avenue	North	Starting at the east curbline of South First Street, east for a distance of +/- 40 feet
Grant Avenue	South	Starting at the east curbline of South Second Street, east for a distance of +/- 25 feet
Grant Avenue	South	Starting at the west curbline of South Second Street, west for a distance of +/- 20 feet
Grant Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 45 feet
Grumman Road West	North and East	Starting at the east curbline of South Oyster Bay Road, east to its termination
Grumman Road West	South and West	Starting at the east curbline of South Oyster Bay Road, east to its termination
Hickey Boulevard	East	Starting at the north curbline of Central Avenue, north until a point opposite Apollo Circle
Hicksville (Marginal) Road	East	Starting at the north curbline of Ludwig Lane, north for a distance of +/- 30 feet
Hicksville (Marginal) Road	East	Starting at the south curbline of Ludwig Lane, south for a distance of +/- 30 feet
Hicksville (Marginal) Road	West	Starting at the south curbline of Ludwig Lane, south for a distance of +/- 30 feet
Hicksville (Marginal) Road	West	Starting at the north curbline of Ludwig Lane, north for a distance of +/- 80 feet
Jackson Avenue	North	Starting at a point located +/- 370 feet east of the east curbline of North Sheridan Avenue, east for a distance of +/- 90 feet (to its eastern termination, as a dead end street)
Jackson Avenue	Across its eastern termination	Starting at the north curbline and ending at the south curbline
Kearney Avenue	North	Starting at the east curbline of North Pershing Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Kearney Avenue	North	Starting at the east curbline of Pershing Avenue, east for a distance of +/- 30 feet
Kearney Avenue	North	Starting at a point +/- 102 feet west of the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Kearney Avenue	South	Starting at the east curbline of North Pershing Avenue, east for a distance of +/- 30 feet
Kearney Avenue	South	Starting at the east curbline of Pershing Avenue, east for a distance of +/- 188 feet
Kearney Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Lafayette Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 30 feet
Lee Avenue	North	Starting at a point located +/- 455 feet east of the east curbline of North Sheridan Avenue, east for a distance of +/- 160 feet (to its termination)
Lee Avenue	Across its eastern termination	Starting at the south curbline and ending at the north curbline
Linden Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 30 feet
Locust Avenue	South	Starting at the west curbline of Pine Avenue, west for a distance of +/- 40 feet
Ludwig Lane	North	Starting at the west curbline of Hicksville (Marginal) Road, west for a distance of +/- 75 feet
Ludwig Lane	South	Starting at the west curbline of Hicksville (Marginal) Road, west for a distance of +/- 75 feet
Manchester Drive	Northwest	Starting at the west curbline of Plainview Road, west for a distance of +/- 50 feet
Marginal Road (Hicksville Road)	North	Starting at the north termination point at the east curbline of Hicksville Road, east for a distance of +/- 46 feet
Marginal Road (Stewart Avenue)	West	Starting at the north side of the curb cut from Stewart Avenue, north for a distance of +/- 40 feet
Merritts Road East	East	Starting at the north curbline of Hill Road, north for a distance of +/- 52 feet

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Street	Side	Location
Merritts Road East	East	Starting at a point +/- 152 feet north of the north curbline of Hill Road, north for a distance of +/- 100 feet
Merritts Road East	West	Starting at the south curbline of Quaker Meeting House Road, south for a distance of +/- 215 feet
Merritts Road West	East	Starting at the south curbline of Quaker Meeting House Road, south for a distance of +/- 182 feet
Nibbe Lane	North	Starting at the east curbline of Broadway, southeast for a distance of +/- 30 feet
Nibbe Lane	North	Starting at the west curbline of Lexington Avenue, west for a distance of +/- 40 feet
Nibbe Lane	South	Starting at the east curbline of Broadway, southeast and then east, following the curvature of the roadway, for a distance of +/- 395 feet
Nibbe Lane	South	Starting at the west curbline of Lexington Avenue, west for a distance of +/- 40 feet
Norcross Avenue [Amended 9-14-2021 by L.L. No. 13-2021]	East and West	Starting at the south curbline of Revere Avenue south for a distance of +/- 150 feet
North Butehorn Street	East	Starting at the north curbline of Central Avenue, north for a distance of +/- 30 feet
North Butehorn Street	East	Starting at the south curbline of Harrison Avenue, south for a distance of +/- 30 feet
North Butehorn Street	West	Starting at the north curbline of Central Avenue, north for a distance of +/- 48 feet
North Butehorn Street	West	Starting at the south curbline of Harrison Avenue, south for a distance of +/- 30 feet
North Sheridan Avenue	East	Starting at the north curbline of Lafayette Avenue, north for a distance of +/- 25 feet
North Sheridan Avenue	East	Starting at the north curbline of Lee Avenue, north for a distance of +/- 20 feet
North Sheridan Avenue	East	Starting at the south curbline of Lee Avenue, south for a distance of +/- 25 feet
North Sheridan Avenue	East	Starting at the north curbline of Jackson Avenue, north for a distance of +/- 25 feet
North Sheridan Avenue	East	Starting at the south curbline of Jackson Avenue, south for a distance of +/- 25 feet

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Street	Side	Location
(Old) Plainview Road	East	Starting at the south curbline of Broadway, south to a point opposite the south curbline of Gildo Place
(Old) Plainview Road	West	Starting at the south curbline of Broadway, south to the north curbline of Gildo Place
Park Avenue	East	Starting at the south curbline of Baldwin Place, south for a distance of +/- 30 feet
Park Avenue	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 50 feet
Park Avenue	West	Starting at the north curbline of Central Avenue, north for a distance of +/- 128 feet
Pershing Avenue	East	Starting at the south curbline of Kearney Avenue, south to the north curbline of Central Avenue
Pine Avenue	East	Starting at the south curbline of Locust Avenue, south for a distance of +/- 40 feet
Pine Avenue	West	Starting at the south curbline of Locust Avenue, south for a distance of +/- 40 feet
Plainview Road	East	Starting at the westerly terminus of the Bethpage State Parkway Traffic Circle, north to the entrance of the Bethpage State Park Picnic Area
Plainview Road	West	Starting at the north curbline of Carol Drive, north for a distance of +/- 90 feet
Powell Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Powell Avenue	North	Starting at the east curbline of Ott Street, east for a distance of +/- 30 feet
Powell Avenue	North	Starting at the west curbline of Ott Street, west for a distance of +/- 30 feet
Powell Avenue	North	Starting at the easterly most entrance to the Town Parking Field, east for a distance of +/- 25 feet
Powell Avenue	North	Starting at the east curbline of Westerly Avenue, east for a distance of +/- 30 feet
Powell Avenue	North	Starting at the west curbline of Westerly Avenue, west for a distance of +/- 35 feet
Powell Avenue	North	Starting at the east curbline of Woolsey Avenue, east for a distance of +/- 30 feet
Powell Avenue	North	Starting at the west curbline of Woolsey Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Powell Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 25 feet
Powell Avenue	South	Starting at the east curbline of Cambridge Avenue, east for a distance of +/- 30 feet
Powell Avenue	South	Starting at the west curbline of Cambridge Avenue, west for a distance of +/- 35 feet
Powell Avenue	South	Starting at the east curbline of Concord Avenue, east for a distance of +/- 30 feet
Powell Avenue	South	Starting at the west curbline of Concord Avenue, west for a distance of +/- 43 feet
Powell Avenue	South	Starting at the east curbline of Norcross Avenue, east for a distance of +/- 30 feet
Powell Avenue	South	Starting at the west curbline of Norcross Avenue, west for a distance of +/- 30 feet
Quaker Meeting House Road	North	From Central Avenue to Round Swamp Road
Quaker Meeting House Road	North	Starting at the east curbline of Central Avenue, east for a distance of +/- 144 feet
Quaker Meeting House Road	South	From Central Avenue to Thomas Powell Boulevard
Quaker Meeting House Road	South	Starting at the east curbline of Merritts Road West, east for a distance of +/- 126 feet
Railroad Avenue	North	Starting at the west curbline of South Fifth Street, north for a distance of +/- 65 feet
Railroad Avenue	South	Starting at the west curbline of Broadway, west to a point opposite the east curbline of the entrance into Town of Oyster Bay Commuter Parking Field B-4
Railroad Avenue	South	Starting at a point located directly opposite the west curbline of South Second Street, west to a point located directly opposite the west curbline of South Fifth Street
Railroad Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 50 feet
Randal Drive	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 68 feet
Randal Drive	West	Starting at the south curbline of Hempstead Turnpike, south to Mozart Lane

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Street	Side	Location
Roosevelt Drive	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Roosevelt Drive	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Roosevelt Drive	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 60 feet
Round Swamp Road	East	Starting at a point +/- 336 feet north of the north curbline of Locust Road, north to a point +/- 136 feet south of the south curbline of Morrison Drive
Round Swamp Road	East	Starting at the incorporated Village of Farmingdale line, north for a distance of +/- 525 feet
Round Swamp Road	West	Starting at a point opposite the south curbline of Locust Road, north to a point opposite the north curbline of Morrison Drive
Round Swamp Road	West	Starting at the north curbline of Quaker Meeting House Road, north for a distance of +/- 394 feet
Scherer Street	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 45 feet
Seaman Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 25 feet
Seaman Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 25 feet
Seitz Drive	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 300 feet
Seitz Drive	East	Starting at the north curbline of Mozart Lane, north for a distance of +/- 40 feet
Seitz Drive	East	Starting at the south curbline of Mozart Lane, south for a distance of +/- 35 feet
Seitz Drive	West	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 30 feet
Sherwood Drive	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Sherwood Drive	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet

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Street	Side	Location
South Oyster Bay Road	East	Starting at the north curbline of the entrance/exit, to Grumman, located opposite the Mack Trucks, Inc., 880 South Oyster Bay Road, north for a distance of +/- 800 feet
South Oyster Bay Road	East	Starting at the south curbline of the entrance/exit to Grumman located opposite the Mack Trucks, Inc., 880 South Oyster Bay Road, south for a distance of +/- 800 feet
South Oyster Bay Road	East	West of mall separating Marginal Road, starting at a point +/- 62 feet south of the south curbline of Rice Street, south to the north curbline of Northampton Gate
South Oyster Bay Road	East	Starting at the point of curvature located +/- 50 feet south of the extended south curbline of Stewart Avenue, south for a distance of +/- 800 feet
South Oyster Bay Road	West	Starting at the north curbline of the entrance/exit to Mack Trucks, Inc., 880 South Oyster Bay Road, opposite the entrance/exit to Grumman, north for a distance of +/- 960 feet
South Oyster Bay Road	West	Starting at the south curbline of the entrance/exit to Mack Trucks, Inc., 880 South Oyster Bay Road, opposite the entrance/exit to Grumman, south for a distance of +/- 960 feet
Spruce Avenue	East	Starting at the north curbline of Cherry Avenue, north for a distance of +/- 35 feet
Spruce Avenue	East	Starting at the south curbline of Cypress Avenue, south for a distance of +/- 30 feet
Spruce Avenue	West	Starting at the north curbline of Cypress Avenue, north for a distance of +/- 30 feet
Spruce Avenue	West	Starting at the south curbline of Cypress Avenue, south for a distance of +/- 30 feet
Stewart Avenue	East	Starting at the north curbline of Baldwin Place, north for a distance of +/- 40 feet
Stewart Avenue	East	Starting at a point +/- 40 feet south of the south curbline of Baldwin Place, south for a distance of +/- 214 feet
Stewart Avenue	East	Starting at the south curbline of Baldwin Place, south for a distance of +/- 40 feet

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Street	Side	Location
Stewart Avenue	East	Starting at the south curbline of Balsam Place, south for a distance of +/- 30 feet
Stewart Avenue	East	Starting at the south curbline of Benkert Street, south for a distance of +/- 226 feet
Stewart Avenue	East	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 210 feet
Stewart Avenue	East	Starting at a point +/- 70 feet south of the south curbline of Burkhardt Avenue, south for a distance of +/- 510 feet
Stewart Avenue	East	Starting at the north curbline of Central Avenue, north for a distance of +/- 30 feet
Stewart Avenue	East	Starting at a point +/- 116 feet south of the south curbline of Cherry Avenue, south to the north curbline of Sycamore Avenue
Stewart Avenue	East	Starting at the south curbline of Coronet Crescent, south for a distance of +/- 62 feet
Stewart Avenue	East	Starting at the north curbline of Enness Avenue, north for a distance of +/- 80 feet
Stewart Avenue	East	Starting at the south curbline of Farmers Avenue, south for a distance of +/- 50 feet
Stewart Avenue	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 374 feet
Stewart Avenue	East	Starting at the south curbline of Maple Avenue, south for a distance of +/- 120 feet
Stewart Avenue	East	Starting at the south curbline of Plainedge Drive, south for a distance of +/- 30 feet
Stewart Avenue	East	Starting at the south curbline of the Private Road, south for a distance of +/- 30 feet
Stewart Avenue	East	Starting at a point opposite the south curbline of Roosevelt Drive, south for a distance of +/- 106 feet
Stewart Avenue	East	Starting at the south curbline of Sycamore Avenue, south for a distance of +/- 105 feet
Stewart Avenue	East	Starting at the north curbline of William Street, north for a distance of +/- 40 feet
Stewart Avenue	East	Starting at the south curbline of William Street, south for a distance of +/- 30 feet

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Street	Side	Location
Stewart Avenue	North	On the north side of mall separating marginal road, starting at the west curbline of Buckingham Gate, west for a distance of +/- 534 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Balsam Place, west for a distance of +/- 794 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Buckingham Gate, west for a distance of +/- 100 feet
Stewart Avenue	South	Starting at a point +/- 58 feet west of a point opposite the west curbline of Buckingham Gate, west for a distance of +/- 120 feet
Stewart Avenue	South	Starting at a point +/- 60 feet east of the east curbline of Grumman's Entrance (opposite Pine Avenue), east then south for a distance of +/- 1,272 feet
Stewart Avenue	South	Starting at the east curbline of Grumman's Entrance (opposite Pine Avenue), west for a distance of +/- 1,304 feet
Stewart Avenue, (Marginal Road)	South	Starting at the west curbline of Marginal Road, west for a distance of +/- 90 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Nottingham Gate, west for a distance of +/- 752 feet
Stewart Avenue	West	Starting at the north curbline of Albergo Court, north for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the north curbline of Balfour Drive, north for a distance of 30 +/- feet
Stewart Avenue	West	Starting at a point +/- 56 feet north of the north curbline of Balfour Drive, north for a distance of +/- 56 feet
Stewart Avenue	West	Starting at the south curbline of Berry Hill Lane, south for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the south curbline of the Bethpage Town Park exit (opposite Cherry Lane), south to the north curbline of Grumman's Gate "E" (+/- 875 feet)
Stewart Avenue	West	Starting at the south curbline of Burkhardt Avenue, south for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the north curbline of Columbia Street, north for a distance of +/- 30 feet

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Street	Side	Location
Stewart Avenue	West	Starting at the south curbline of Columbia Street, south for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the north curbline of Crestline Avenue, north for a distance of +/- 45 feet
Stewart Avenue	West	Starting at the south curbline of Crestline Avenue, south for a distance of +/- 45 feet
Stewart Avenue	West	Starting at the north curbline of Eiffel Gate, north for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the south curbline of Eiffel Gate, south for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the south curbline of Grumman's Gate "E", south to the north curbline of Sycamore Avenue (+/- 132 feet)
Stewart Avenue	West	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 394 feet
Stewart Avenue	West	Starting at the south curbline of Hempstead Turnpike, south to the north curbline of Berryhill Lane
Stewart Avenue	West	Starting at the north curbline of Kearney Avenue, north for a distance of +/- 55 feet
Stewart Avenue	West	Starting at the south curbline of Kearney Avenue, south to the north curbline of Central Avenue
Stewart Avenue	West	Starting at the south curbline of Lafayette Avenue, south to Steuben Avenue
Stewart Avenue	West	Starting at a point +/- 60 feet south of the south curbline of Lee Avenue, south to the north curbline of Lafayette Avenue
Stewart Avenue	West	Starting at the north curbline of Maple Avenue, north for a distance of +/- 120 feet
Stewart Avenue	West	Starting at the north curbline of Motor Lane, north to the south curbline of Albergo Court
Stewart Avenue	West	Starting at the south curbline of Motor Lane, south for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the north curbline of North Second Street, south for a distance of +/- 230 feet
Stewart Avenue	West	Starting at the south end of the existing "No Stopping Bus Stop" location, south for a distance of +/- 40 feet

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Street	Side	Location
Stewart Avenue	West	Starting at the north curbline of Park Lane, north for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the south curbline of Park Lane, south to the north curbline of Lincoln Boulevard
Stewart Avenue	West	Starting at the south curbline of Roosevelt Drive, south for a distance of +/- 89 feet
Stewart Avenue	West	Starting at the south curbline of Steuben Avenue, south for a distance of +/- 30 feet
Stymus Avenue	East	Starting at the west curbline of Plainview Road, south for a distance of +/- 120 feet
Stymus Avenue	West	Starting at the south curbline of Carol Drive, south for a distance of +/- 80 feet
Sycamore Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 35 feet
Thorne Drive	East	Starting at the north curbline of Central Avenue, north following the curvature of the roadway for a distance of +/- 65 feet
Thorne Drive	North	Starting at the east curbline of Stymus Avenue, east for a distance of +/- 30 feet
Thorne Drive	South	Starting at a distance +/- 85 feet from the north curbline of Central Avenue, west for a distance of +/- 58 feet
Thorne Drive	West	Starting at the north curbline of Central Avenue, north following the curvature of the roadway for a distance of +/- 85 feet
Union Avenue	South	Starting at the east curbline of Berryhill Lane, east for a distance of +/- 50 feet
Union Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Berryhill Lane, east to the west curbline of Stewart Avenue
Union Avenue	South	Starting at the west curbline of Berryhill Lane, west for a distance of +/- 50 feet
Washington Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 25 feet
Washington Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet

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Street	Side	Location
William Street	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 30 feet
Windhorst Avenue	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 40 feet

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Street	Side	Location
Clifford Street	West	Starting at the north curbline of Whitney Avenue, north for a distance of +/- 35 feet
Deusenberg Drive	West	Starting at the south curbline of Peerless Drive, south for a distance of +/- 40 feet
Floyd Place	East	Starting at a point +/- 10 feet south of the southernmost property line north to the northernmost property line, a distance of +/- 62 feet
Floyd Place	West	Starting at the south curbline of Griffin Avenue, south for a distance of +/- 30 feet
Griffin Avenue	North	Starting at the east curbline of Route 106, east for a distance of +/- 40 feet
Griffin Avenue	South	Starting at the west curbline of Floyd Place, west for a distance of +/- 30 feet
Griffin Avenue	South	Starting at the east curbline of Route 106, for a distance of +/- 40 feet
Hawthorne Drive	North	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Hawthorne Drive	South	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Locust Avenue	North	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Locust Avenue	South	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Martling Street	West	Starting at the north curbline of Ross Lane, north for a distance of +/- 45 feet
North Hills Road	North	Starting at a point opposite the east curbline of Ridge Rock Lane, east to its termination

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Street	Side	Location
North Hills Road	South	Starting at the east curbline of Ridge Rock Lane, east to its termination
Peerless Drive	South	Starting at the east curbline of Pine Hollow Road (Route 106), east for a distance of +/- 40 feet
Split Oak Drive	East	Starting at a point +/- 270 feet south of the south curbline of Highwood Road, south for a distance of +/- 452 feet
Split Oak Drive	West	Starting at a point +/- 197 feet south of the south curbline of Highwood Road, south for a distance of +/- 525 feet
Split Rock Road Spur	North	Starting at the Village of Muttontown line, east for a distance of +/- 400 feet
Split Rock Road Spur	South	Starting at the Village of Muttontown line, east for a distance of +/- 400 feet
Sugar Toms Lane	West	Starting at the north curbline of North Hempstead Turnpike, north for a distance of +/- 50 feet
Sugar Toms Lane	West	Starting at the north curbline of North Hempstead Turnpike, north for a distance of +/- 100 feet
Sugar Toms Lane	West	Starting at a point just south of the traffic island on Sugar Toms Lane at Route 106, south for a distance of +/- 80 feet
Vernon Avenue	North	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Vernon Avenue	South	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Walnut Avenue	North	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Walnut Avenue	South	Starting at the west curbline of Jericho-Oyster Bay Road, west for a distance of +/- 50 feet
Whitney Avenue	North	Starting at the east curbline of Oyster Bay Road (Route 106), east for a distance of +/- 30 feet
Whitney Avenue	South	Starting at the east curbline of Oyster Bay Road (Route 106), east for a distance of +/- 30 feet

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Street	Side	Location
Arch Avenue	North	Starting at the east curbline of Staples Street, east for a distance of +/- 30 feet
Arch Avenue	South	Starting at the east curbline of Staples Street, east for a distance of +/- 30 feet
Beach Street	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 100 feet
Beach Street	West	Starting at the southern termination of the west curbline of Beach Street, north for a distance of +/- 445 feet
Boundary Avenue	North	Starting at the east curbline of Cheryl Lane, east for a distance of +/- 60 feet
Boundary Avenue	North	Starting at the east curbline of Langdon Road, east for a distance of +/- 132 feet
Boundary Avenue	North	Starting at the west curbline of Langdon Road, west for a distance of +/- 82 feet
Carmans Road	East	Starting at a point +/- 274 feet north of the north curbline of Dorothy Gate, north for a distance of +/- 274 feet
Carmans Road	West	Starting at a point +/- 374 feet north of the north curbline of Lourae Drive, north for a distance of +/- 268 feet
Carmans Road	West	Starting at the west curbline of Main Street, south to Terrace View Avenue
Clifford Drive	North	Starting at the east curbline of Merritts Road, east for a distance of +/- 40 feet
Clifford Drive	South	Starting at the east curbline of Merritts Road, east for a distance of +/- 40 feet
Colonial Drive	North	Starting at the west curbline of Merritts Road, west for a distance of +/- 30 feet
Colonial Drive	South	Starting at the west curbline of Merritts Road, west for a distance of +/- 30 feet
Daniel Drive	North	Starting at the east curbline of South Main Street, east for a distance of +/- 40 feet
Daniel Drive	South	Starting at the east curbline of South Main Street, east for a distance of +/- 40 feet
Dolphin Drive	East	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 30 feet

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Street	Side	Location
Dorothy Gate	North	Starting at the east curbline of Carmans Road, east for a distance of +/- 38 feet
East South Park Drive	South	Starting at the east curbline of Lourae Drive, east for a distance of +/- 30 feet
Fallwood Parkway	North	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Fallwood Parkway	North	Starting at a point +/- 30 feet west of the west curbline of Main Street, west for a distance of +/- 96 feet
Fallwood Parkway	South	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Florgate Road	East	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 35 feet
Florgate Road	West	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 50 feet
Garfield Avenue	North	Starting at the east curbline of Merritts Road, east for a distance of +/- 30 feet
Garfield Avenue	South	Starting at the east curbline of Merritts Road, east for a distance of +/- 30 feet
Greenway Drive	South	Starting at the west curbline of Plainview Road, west for a distance of +/- 50 feet
Hart Street	East	Starting at the north curbline of Plitt Avenue, north for a distance of +/- 30 feet
Hart Street	East	Starting at the north curbline of Sullivan Street, north for a distance of +/- 30 feet
Hart Street	West	Starting at the south curbline of Fallwood Parkway, south for a distance of +/- 35 feet
Hart Street	West	Starting at the north curbline of Lockwood Avenue, north for a distance of +/- 30 feet
Hart Street	West	Starting at the south curbline of Lockwood Avenue, south for a distance of +/- 30 feet
Hart Street	West	Starting at a point +/- 198 feet north of the north curbline of Plitt Avenue, north for a distance of +/- 110 feet
Heisser Lane		Starting at the north curbline of Motor Avenue, north for a distance of +/- 700 feet

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Street	Side	Location
Henry Street	North	Starting at the east curbline of Main Street, east for a distance of +/- 30 feet
Henry Street	North	Starting at the west curbline of Staples Street, west for a distance of +/- 25 feet
Henry Street	South	Starting at the east curbline of Main Street, east for a distance of +/- 30 feet
Henry Street	South	Starting at the west curbline of Staples Street, west for a distance of +/- 25 feet
Intervale Avenue	East	Starting at a point +/- 302 feet north of the north curbline of Cypress Street, north for a distance of +/- 36 feet
Intervale Avenue	West	Starting at the north curbline of Grant Street, north to the south curbline of Lincoln Street
James Street	North	Starting at the east curbline of Staples Street, east for a distance of +/- 30 feet
James Street	North	Starting at the west curbline of Staples Street, west for a distance of +/- 30 feet
James Street	South	Starting at the east curbline of Staples Street, east for a distance of +/- 30 feet
James Street	South	Starting at the west curbline of Staples Street, west for a distance of +/- 30 feet
Kent Street	East	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Kent Street	West	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Lambert Avenue	North	Starting at the east curbline of Merritts Road, east for a distance of +/- 40 feet
Lambert Avenue	North	Starting at the west curbline of Powell Street, west for a distance of +/- 30 feet
Lambert Avenue	South	Starting at the east curbline of Merritts Road, east for a distance of +/- 40 feet
Langdon Road	East	Starting at the north curbline of Boundary Avenue, north for a distance of +/- 30 feet
Langdon Road	West	Starting at the north curbline of Boundary Avenue, north for a distance of +/- 30 feet
Lincoln Street	North	Starting at the east curbline of Midwood Avenue, east for a distance of +/- 40 feet

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Street	Side	Location
Lincoln Street	South	Starting at the west curbline of Intervale Avenue, west for a distance of +/- 622 feet
Lockwood Avenue	North	Starting at the west curbline of Hart Street, west for a distance of +/- 30 feet
Lockwood Avenue	South	Starting at the west curbline of Hart Street, west for a distance of +/- 30 feet
Locust Avenue	North	Starting at the east curbline of Main Street, east for a distance of +/- 188 feet
Lourae Drive	East	Starting at the north curbline of East South Park Drive, south for a distance of +/- 30 feet
Lourae Drive	West	Starting at the south curbline of South Park Drive, south for a distance of +/- 30 feet
Main Street	East	Starting at the south curbline of Birch Avenue, south for a distance of +/- 354 feet
Main Street	East	Starting at the south curbline of Daniel Drive, south for a distance of +/- 138 feet
Main Street	East	Starting from the south curbline of Junard Drive, north for a distance of +/- 190 feet
Main Street	East	Starting at a point +/- 60 feet north of the north curbline of Linden Avenue, north for a distance of +/- 215 feet
Main Street	East	Starting at the south curbline of Maynard Drive, south for a distance of +/- 50 feet
Main Street	East	Starting at a point opposite the north curbline of Motor Avenue, north to the Long Island Railroad right-of-way
Main Street	North	Starting at the west curbline of Linden Avenue, west for a distance of +/- 275 feet
Main Street	West	Starting at the south curbline of Carmans Road, south to a point opposite the north curbline of Daniel Drive
Main Street	West	Starting at a point opposite the south curbline of Daniel Drive, south for a distance of +/- 230 feet
Main Street	West	Starting at a point +/- 55 feet south of the south curbline of Fallwood Parkway south for a distance of +/- 41 feet
Main Street	West	Starting at the south curbline of Lockwood Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
Main Street	West	Starting at the north curbline of Motor Avenue, north to Long Island Railroad right-of-way
Main Street	West	Starting at the north curbline of Plitt Avenue, north for a distance of +/- 50 feet
Main Street	West	Starting at the north curbline of Sullivan Street, north for a distance of +/- 30 feet
Main Street	West	Starting at the south curbline of Sullivan Street, south for a distance of +/- 40 feet
Main Street	West	Starting at the north curbline of Yoakum Avenue, north for a distance of +/- 30 feet
Main Street	West	Starting at the south curbline of Yoakum Avenue, south for a distance of +/- 30 feet
Marion Street	North	Starting at the east curbline of Main Street, east for a distance of +/- 40 feet
Marion Street	South	Starting at the east curbline of Main Street, east for a distance of +/- 62 feet
Maynard Drive	Both	Starting at the east curbline of Main Street, east for a distance of +/- 40 feet
McKinley Avenue	North	Starting at the north curbline of Merritts Road, east for a distance of +/- 30 feet
McKinley Avenue	South	Starting at the south curbline of Merritts Road, east for a distance of +/- 30 feet
Meadowwood Lane	Northeast	Starting at the north curbline of Grant Street, north for a distance of +/- 30 feet
Merritts Road	East	Starting at the south curbline of Clifford Drive, south for a distance of +/- 30 feet
Merritts Road	East	Starting at the north curbline of Beverly Road, north for a distance of +/- 30 feet
Merritts Road	East	Starting at the south curbline of Beverly Road, south for a distance of +/- 120 feet
Merritts Road	East	Starting at the south curbline of Clifford Drive, south for a distance of +/- 75 feet
Merritts Road	East	Starting at the north curbline of Garfield Avenue, north for a distance of +/- 30 feet

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Street	Side	Location
Merritts Road, Overpass Bridge of Bethpage State Parkway	East	From a point +/- 132 feet north of a point opposite the north curbline of Langdon Road, north for a distance of +/- 260 feet
Merritts Road	East	Starting at the north curbline of Laurie Drive, north for a distance of +/- 45 feet
Merritts Road	East	Starting at the south curbline of Laurie Drive, south for a distance of +/- 45 feet
Merritts Road	East	Starting at the north curbline of McKinley Avenue, north for a distance of +/- 30 feet
Merritts Road	East	Starting at the south curbline of McKinley Avenue, south for a distance of +/- 48 feet
Merritts Road	East	Starting at the south curbline of Motor Avenue, south for a distance of +/- 100 feet
Merritts Road	East	Starting at a point +/- 70 feet north of the north curbline of Motor Avenue, north for a distance of +/- 140 feet
Merritts Road	East	Starting at the south curbline of Motor Avenue, south for a distance of +/- 100 feet
Merritts Road	West	Starting at the north curbline of Cort Place, north for a distance of +/- 280 feet
Merritts Road	West	Starting at the north curbline of Laurie Drive, north for a distance of +/- 50 feet
Merritts Road	West	Starting at the south curbline of Laurie Drive, south for a distance of +/- 45 feet
Merritts Road	West	Starting at a point +/- 70 feet north of a point opposite the north curbline of Motor Avenue, north for a distance of +/- 198 feet
Merritts Road	West	Starting at the south curbline of Reese Place, south for a distance of +/- 50 feet
Midwood Avenue	North	Starting at the west curbline of Main Street, west for a distance of +/- 50 feet
Midwood Avenue	South	Starting at the west curbline of Main Street, west for a distance of +/- 33 feet
Miller Road	East	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 40 feet

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Street	Side	Location
Miller Road	West	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 90 feet
Motor Avenue	North	Starting at a point +/- 182 feet east of a point opposite the east curbline of Kent Street, east for a distance of +/- 82 feet
Motor Avenue	North	Starting at the east curbline of Lisa Court, east for a distance of +/- 60 feet
Motor Avenue	North	Starting at the east curbline of Merritts Road, east to the west curbline of Lisa Court
Motor Avenue	North	Starting at a point +/- 200 feet east of the east curbline of Woodward Parkway, east for a distance of +/- 80 feet
Motor Avenue	South	Starting at the east curbline of Kent Street, east for a distance of +/- 56 feet
Motor Avenue	South	Starting at a point +/- 95 feet east of the east curbline of Merritts Road, east for a distance of +/- 140 feet
Motor Avenue	South	Starting at the east curbline of Powell Street, east for a distance of +/- 30 feet
Motor Avenue	South	Starting at the west curbline of Powell Avenue, west for a distance of +/- 53 feet
Motor Avenue	South	Starting at the east curbline of Vandewater Street, east for a distance of +/- 40 feet
Motor Avenue	South	Starting at the west curbline of Vandewater Street, west for a distance of +/- 40 feet
Motor Avenue	South	Starting at the east curbline of Woodward Parkway, east for a distance of +/- 40 feet
Motor Avenue	South	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 40 feet
Northwest Drive	East	Starting at the north curbline of Northwest Drive, north for a distance of +/- 30 feet
Northwest Drive	South	Starting at the east curbline of the exit ramp of Bethpage State Parkway, east to the west curbline of West Drive
Northwest Drive	West	Starting at the west curbline of the exit ramp of Bethpage State Parkway, north for a distance of +/- 75 feet

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Street	Side	Location
Plainview Road	East	Starting at the north curbline of Greenway Drive, north for a distance of +/- 30 feet
Plainview Road	West	Starting at the north curbline of Greenway Drive, north for a distance of +/- 30 feet
Plitt Avenue	North	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Plitt Avenue	South	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Powell Street	East	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Powell Street	West	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Radcliffe Avenue	North	Starting at the west curbline of Graham Street, west for a distance of +/- 40 feet
Radcliffe Avenue	South	Starting at a point opposite the west curbline of Graham Street, west to its westerly termination
Reese Place	North	Starting at the west curbline of Merritts Road, west for a distance of +/- 130 feet
Reese Place	South	Starting at the west curbline of Merritts Road, west for a distance of +/- 50 feet
South Main Street	East	Starting at the north curbline of the Shopping Center's entrance/exit (opposite Motor Avenue), north for a distance of +/- 50 feet
South Main Street	East	Starting at the south curbline of the Shopping Center's entrance/exit (opposite Motor Avenue), south for a distance of +/- 290 feet
South Main Street	West	Starting at the south curbline of Fallwood Parkway, south for a distance of +/- 90 feet
South Main Street	West	Starting at the south curbline of Lambert Avenue, south for a distance of +/- 140 feet
South Park Drive	South	Starting at the west curbline of Lourae Drive, west for a distance of +/- 30 feet
Spielman Avenue	North	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 25 feet
Spielman Avenue	North	Starting at the east curbline of Woodward Parkway, east for a distance of +/- 25 feet

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Street	Side	Location
Spielman Avenue	South	Starting at the east curbline of Woodward Parkway, east for a distance of +/- 25 feet
Spielman Avenue	South	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 25 feet
Staples Street	East	Starting at the north curbline of Elm Avenue, north for a distance of +/- 30 feet
Staples Street	East	Starting at the south curbline of Elm Avenue, south for a distance of +/- 30 feet
Staples Street	West	Starting at the north curbline of Marion Street, north for a distance of +/- 30 feet
Sullivan Avenue	North	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Sullivan Avenue	South	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet
Terrace View Road	North	Starting at the west curbline of Carmans Road, west for a distance of +/- 25 feet
Terrace View Road	South	Starting at the west curbline of Carmans Road, west for a distance of +/- 25 feet
Tomes Avenue/ Woodward Parkway intersection	East	Of the traffic island for a distance of +/- 32 feet
Tomes Avenue	North	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 30 feet
Tomes Avenue	North	Starting at a point +/- 88 feet west of the west curbline of Woodward Parkway, west for a distance of +/- 115 feet
Tomes Avenue	South	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 30 feet
Tomes Avenue	South	Starting at a point +/- 275 feet west of the west curbline of Woodward Parkway, continuing around the curve the distance of +/- 86 feet
Tudor Road	North	Starting at the east curbline of Merritts Road, east for a distance of +/- 30 feet
Tudor Road	South	Starting at the east curbline of Merritts Road, east for a distance of +/- 30 feet
Val Page Street	East	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 30 feet

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Street	Side	Location
Val Page Street	West	Starting at the north curbline of Hempstead Turnpike, north for a distance of +/- 25 feet
Vandewater Street	East	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Vandewater Street	West	Starting at the south curbline of Motor Avenue, south for a distance of +/- 30 feet
Washington Street	North	Starting at the east curbline of Robin Lane, east for a distance of +/- 92 feet
West Chestnut Street	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 30 feet
West Chestnut Street	West	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 30 feet
West Oak Street	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 107 feet
West Oak Street	West	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 107 feet
West Walnut Street	East	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 55 feet
West Walnut Street	West	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 55 feet
Woodward Parkway	East and West	Starting at the south curbline of Motor Avenue, south for a distance of +/- 40 feet
Woodward Parkway	East	Starting at the north curbline of Spielman Avenue, north for a distance of +/- 25 feet
Woodward Parkway	East	Starting at the south curbline of Spielman Avenue, south for a distance of +/- 25 feet
Woodward Parkway	West	Starting at the north curbline of Spielman Avenue, north for a distance of +/- 50 feet
Woodward Parkway	West	Starting at the south curbline of Spielman Avenue, south for a distance of +/- 250 feet
Woodward Parkway	West	Starting at the north curbline of Tomes Avenue, north for a distance of +/- 175 feet
Woodward Parkway	West	Starting at the south curbline of Tomes Avenue, south for a distance of +/- 30 feet
Yoakum Avenue	North and South	Starting at the west curbline of Main Street, west for a distance of +/- 30 feet

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Street	Side	Location
Zoranne Drive	North	Starting at the west curbline of Cedar Drive, westerly to a point +/- 140 feet north of a point opposite the north curbline of North Zoranne Drive

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Street	Side	Location
Benjamin Street	East	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Benjamin Street	East	Starting at the north curbline of School Street, north for a distance of +/- 30 feet
Benjamin Street	West	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Benjamin Street	West	Starting at the north curbline of School Street, north for a distance of +/- 30 feet
Brookwood Street	East	Starting at the south curbline of Glenwood Road, south for a distance of +/- 30 feet
Brookwood Street	West	Starting at the south curbline of Glenwood Road, south for a distance of +/- 30 feet
Chestnut Avenue	North	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 30 feet
Chestnut Avenue	South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 22 feet
Cody Avenue	East	Starting at a point opposite a point +/- 140 feet south of the south curbline of Grove Street, south for a distance of +/- 76 feet
Cody Avenue	East	Starting at the south curbline of Smith Street, south for a distance of +/- 30 feet
Darby Place	North	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 60 feet
Dumond Place	East	Starting at the north curbline of Glen Head Road, north for a distance of +/- 30 feet
Dumond Place	East	Starting at the south curbline of Robert Lane, south for a distance of +/- 50 feet
Dumond Place	West	Starting at the north curbline of Glen Head Road, north for a distance of +/- 30 feet

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Street	Side	Location
Dumond Place	West	Starting at a point +/- 50 feet south of a point opposite the south curbline of Robert Lane, north to the north curbline of Robert Lane
Falmouth Lane	East	Starting at the north curbline of Plymouth Drive South, north for a distance of +/- 60 feet
Falmouth Lane	East	Starting at the north curbline of Salem Way, north for a distance of +/- 40 feet
Falmouth Lane	East	Starting at the south curbline of Salem Way, south for a distance of +/- 60 feet
Falmouth Lane	West	Starting at the north curbline of Plymouth Drive South, north for a distance of +/- 165 feet
Glen Avenue	North	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 115 feet
Glen Cove Avenue	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 45 feet
Glen Cove Avenue	East	Starting at the north curbline of Chestnut Avenue, north for a distance of +/- 30 feet
Glen Cove Avenue	East	Starting at the south curbline of Chestnut Avenue, south for a distance of +/- 30 feet
Glen Cove Avenue	East	Starting at a point +/- 32 feet north of the north curbline of Glen Head Road, north for a distance of +/- 24 feet
Glen Cove Avenue	East	Starting at the north curbline of Walnut Street, north to the south curbline of Glen Head Road
Glen Cove Avenue	West	Starting at the north curbline of Elm Place, north for a distance of +/- 30 feet
Glen Cove Avenue	West	Starting at the south curbline of Elm Place, south for a distance of +/- 30 feet
Glen Cove Avenue	West	Starting at the north curbline of Glenwood Road, north to the south curbline of Polly Lane
Glen Cove Avenue	West	Starting at the south curbline of Glenwood Road, south for a distance of +/- 132 feet
Glen Cove Avenue	West	Starting at a point +/- 216 feet south of Glenwood Road, south for a distance of +/- 50 feet
Glen Cove Avenue	West	Starting at the north curbline of Linden Place, north for a distance of +/- 40 feet

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GLEN HEAD		
Street	Side	Location
Glen Cove Avenue	West	Starting at the south curbline of Linden Place, south for a distance of +/- 30 feet
Glen Cove Avenue	West	Starting at the north curbline of Smith Street, north for a distance of +/- 45 feet
Glen Cove Avenue	West	Starting at the south curbline of Smith Street, south for a distance of +/- 30 feet
Glen Cove Avenue	West	Starting at the north curbline of Townsend Street, north for a distance of +/- 60 feet
Glen Cove Avenue	West	Starting at the south curbline of Townsend Street, south for a distance of +/- 30 feet
Glen Cove Drive	East	Starting at the north curbline of Glen Cove Drive/ Villa Place, north for a distance of +/- 100 feet
Glen Cove Drive	East	Starting at the north curbline of Glen Head Road, north for a distance of +/- 55 feet
Glen Cove Drive	West	Starting at the north curbline of Glen Head Road, north for a distance of +/- 85 feet
Glen Head Road	North	Starting at the east curbline of Dumond Place, east for a distance of +/- 28 feet
Glen Head Road	North	Starting at the west curbline of Dumond Place, west for a distance of +/- 28 feet
Glen Head Road	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 77 feet
Glen Head Road	North	Starting at the east curbline of Magnolia Place, east for a distance of +/- 30 feet
Glen Head Road	North	Starting at the east curbline of Roosevelt Street, east for a distance of +/- 30 feet
Glen Head Road	North	Starting at the west curbline of Roosevelt Street, west for a distance of +/- 30 feet
Glen Head Road	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 77 feet
Glen Head Road	South	Starting at the east curbline of Maple Place, east for a distance of +/- 30 feet
Glen Head Road	South	Starting at the west curbline of Maple Place, west for a distance of +/- 30 feet
Glen Head Road	South	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Glen Head Road	South	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 30 feet
Glen Head Road	South	Starting at the east curbline of Railroad Avenue, east to the west curbline of Benjamin Street
Glen Head Road	South	Starting at the east curbline of Viola Street, east for a distance of +/- 40 feet
Glen Head Road	South	Starting at the west curbline of Viola Street, west for a distance of +/- 40 feet
Glen Head Road	South	Starting at the east curbline of Wall Street, east for a distance of +/- 32 feet
Glen Head Road	South	Starting at the west curbline of Wall Street, west for a distance of +/- 32 feet
Glenns Place	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 30 feet
Glenns Place	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 30 feet
Glenwood Road	North	Starting at the east curbline of Huron Street, east for a distance of +/- 40 feet
Helen Street	North	Starting at the east curbline of Glen Cove Road, east for a distance of +/- 50 feet
Hillside Avenue	East	Starting at the south curbline of Locust Street, south for a distance of +/- 30 feet
Hillside Avenue	East	Starting at the north curbline of Locust Street, north for a distance of +/- 30 feet
Huron Street	West	Starting at the north curbline of Glenwood Road, north for a distance of +/- 60 feet
Kissam Lane	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 630 feet
Linden Place	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 30 feet
Linden Place	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 25 feet
Locust Avenue	North	Starting at the east curbline of Railroad Avenue, east for a distance of +/- 40 feet
Locust Street	North	Starting at the east curbline of Hillside Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Locust Street	North	Starting at the east curbline of Wagon Lane, east for a distance of +/- 50 feet
Locust Street	South	Starting at the east curbline of Hillside Avenue, east for a distance of +/- 30 feet
Maple Place	East	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Maple Place	East	Starting at the north curbline of Walnut Street, north for a distance of +/- 30 feet
Maple Place	West	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Maple Place	West	Starting at the north curbline of Walnut Street, north for a distance of +/- 30 feet
Maplewood Street	East	Starting at the south curbline of Kissam Lane, south for a distance of +/- 30 feet
Maplewood Street	East	Starting at a point +/- 30 feet south of the south curbline of Kissam Lane, south for a distance of +/- 95 feet
Maplewood Street	West	Starting at the south curbline of Kissam Lane, south for a distance of +/- 35 feet
North Street	South	Starting at the south curbline of Glen Head Road, southeast for a distance of +/- 75 feet
Oaklawn Avenue	East	Starting at the north curbline of Chestnut Avenue, north for a distance of +/- 25 feet
Oaklawn Avenue	East	Starting at the south curbline of Glen Head Road, south for a distance of +/- 200 feet
Oaklawn Avenue	East	Starting at the south curbline of Glenwood Road, south for a distance of +/- 200 feet
Oaklawn Avenue	East	From Rose Street to Glen Avenue
Oaklawn Avenue	East	Starting at the north curbline of Walnut Street, north for a distance of +/- 30 feet
Oaklawn Avenue	East	Starting at the south curbline of Walnut Street, south for a distance of +/- 60 feet
Oaklawn Avenue	West	Starting at the north curbline of Chestnut Avenue, north for a distance of +/- 25 feet
Oaklawn Avenue	West	Starting at the south curbline of Glen Avenue, south for a distance of +/- 150 feet

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Street	Side	Location
Oaklawn Avenue	West	Starting at the south curbline of Glen Head Road, south for a distance of +/- 40 feet
Oaklawn Avenue	West	Starting at the south curbline of Locust Avenue, south for a distance of +/- 30 feet
Oaklawn Avenue	West	Starting at the north curbline of Walnut Street, north for a distance of +/- 36 feet
Oaklawn Avenue	West	Starting at the south curbline of Walnut Street, south for a distance of +/- 30 feet
Plymouth Drive North	North	Starting at the east curbline of Glen Cove Avenue, east to a point opposite the west curbline of Falmouth Lane
Plymouth Drive North	South	Starting at the east curbline of Glen Cove Avenue, east to the west curbline of Falmouth Lane
Plymouth Drive South	North	Starting at the east curbline of Falmouth Lane, east to the west curbline of Provence Lane
Plymouth Drive South	North	Starting at the east curbline of Glen Cove Avenue, east to the west curbline of Falmouth Lane
Plymouth Drive South	North	Starting at the east curbline of Provence Lane, east and north to the south curbline of Salem Way
Plymouth Drive South	South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 40 feet
Plymouth Drive South	South	Starting at a point +/- 95 feet from the east curbline of Glen Cove Avenue, east for +/- 140 feet
Plymouth Drive South	South	Starting at a point +/- 664 feet east of the east curbline of Glen Cove Avenue, east for a distance of +/- 660 feet
Prospect Street	North	Starting at the east curbline of Railroad Avenue, east for a distance of +/- 50 feet
Prospect Street	South	Starting at the east curbline of Railroad Avenue, east for a distance of +/- 35 feet
Robert Lane	North	Starting at the east curbline of Dumond Place, east to its dead end
Robert Lane	South	Starting at the east curbline of Dumond Place, east to its dead end
Roosevelt Street	East	Starting at the north curbline of Glen Head Road, north for a distance of +/- 104 feet

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Street	Side	Location
Roosevelt Street	West	Starting at the north curbline of Glen Head Road, north for a distance of +/- 104 feet
Roslyn Drive	East	Starting at the north curbline of Glen Head Road, north for a distance of +/- 45 feet
Roslyn Drive	West	Starting at the north curbline of Glen Head Road, north for a distance of +/- 30 feet
School Street	North	Starting at the east curbline of Benjamin Street, east for a distance of +/- 30 feet
School Street	North	Starting at the west curbline of Benjamin Street, west for a distance of +/- 30 feet
Sheppard Street	East	Starting at the south curbline of Glen Head Road, south for a distance of +/- 50 feet
Sheppard Street	West	Starting at the south curbline of Glen Head Road, south for a distance of +/- 25 feet
Smith Street	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 50 feet
Smith Street	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 116 feet
Terry Court	East	Starting at a point +/- 262 feet north of the north curbline of Darby Place, north then east following the curvature of the road, for a distance of +/- 100 feet
Townsend Street	Both	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 30 feet
University Place	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 40 feet
Viola Drive	East	Starting at the property line of the school, north for a distance of +/- 30 feet
Viola Drive	East	Starting at the south curbline of Smith Street, south for a distance of +/- 30 feet
Wagon Lane	East	Starting at the north curbline of Locust Street, north for a distance of +/- 50 feet
Walnut Street	North and South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 150 feet
Walnut Street	North	Starting at the east curbline of Maple Place, east for a distance of +/- 56 feet
Walnut Street	North	Starting at the west curbline of Maple Place, east for a distance of +/- 30 feet

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Street	Side	Location
Walnut Street	North	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 48 feet
Walnut Street	North	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 46 feet
Walnut Street	South	Starting at a point +/- 18 feet east of a point opposite the west curbline of Maple Place, east for a distance of +/- 65 feet
Walnut Street	South	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 30 feet
Walnut Street	South	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 46 feet
Wall Street	East	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Wall Street	West	Starting at the south curbline of Glen Head Road, south for a distance of +/- 30 feet
Willow Place	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 110 feet
Willow Place	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 110 feet

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Street	Side	Location
Cody Avenue	East	Starting at a point +/- 135 feet north of a point opposite the north curbline of Grove Street, north for a distance of +/- 80 feet
Cody Avenue	West	Starting at the north curbline of Grove Street, north for a distance of +/- 30 feet
Cody Avenue	West	Starting at the south curbline of Grove Street, south for a distance of +/- 30 feet
Glenwood Road	North	Starting at a point +/- 170 feet east of the east curbline of Shore Road, east for a distance of +/- 96 feet
Glenwood Road	South	Starting at a point +/- 98 feet west of a point opposite the north curbline of Kissam Lane, west for a distance of +/- 56 feet

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Street	Side	Location
Glenwood Road	South	Starting at the east curbline of School House Hill Road, east for a distance of +/- 30 feet
Glenwood Road	South	Starting at the west curbline of School House Hill Road, west for a distance of +/- 30 feet
Glenwood Road	South	Starting at a point +/- 170 feet east of the east curbline of Shore Road, east for a distance of +/- 105 feet
Grove Street	North	Starting at the east curbline of School House Hill Road, east for a distance of +/- 50 feet
Grove Street	North	Starting at the east curbline of Larsen Avenue, east for a distance of +/- 50 feet
Grove Street	North	Starting at the west curbline of Larsen Avenue, west for a distance of +/- 50 feet
Grove Street	South	Starting at the west curbline of Cody Avenue, west for a distance of +/- 30 feet
Highland Avenue	East	Starting at the south curbline of Grove Street, south for a distance of +/- 35 feet
Highland Avenue	West	Starting at the south curbline of Grove Street, south for a distance of +/- 35 feet
Kissam Lane	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 160 feet
Larsen Avenue	East	Starting at the north curbline of Grove Street, north for a distance of +/- 30 feet
Larsen Avenue	West	Starting at the north curbline of Grove Street, north for a distance of +/- 30 feet
Maple Street	East	Starting at the north curbline of Scudders Lane, north for a distance of +/- 35 feet
Maple Street	West	Starting from the north curbline of Scudders Lane, north for a distance of +/- 20 feet
School House Hill Road	Both	Starting at the south curbline of Glenwood Road, south for a distance of +/- 30 feet
School House Hill Road	East	Starting at the north curbline of Grove Street, north for a distance of +/- 50 feet
Shore Road	East	Starting at a point +/- 190 feet north of the north curbline of Glenwood Road, north for a distance of +/- 132 feet

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Street	Side	Location
Toronto Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Toronto Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet

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Street	Side	Location
Glen Cove Road	East	Starting at the north curbline of Helen Street, north to the south curbline of Osborne Lane
Glen Cove Road	East	Starting at the north curbline of Osborne Lane, north to the north curbline of Mary Lane
Glen Cove Road	West	Starting at a point opposite the north curbline of Helen Street, north to the south curbline of Back Road
Helen Street [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 44 feet west of the west curbline of Marion Street, east to the curbline
Hewlett Road	South	Starting at a point opposite the west curbline of Wildwood Lane, west for a distance of +/- 60 feet
Osborne Lane	South	Starting at the east curbline of Glen Cove Avenue, east to the west curbline of Marion Street

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Street	Side	Location
Second Street	North	Starting at the east curbline of Sterling Place, east for a distance of +/- 25 feet
Second Street	Northeast	Starting at the extended east curbline of Jerusalem Avenue, east to a point +/- 55 feet east of said extended curbline
Second Street	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 30 feet
Second Street	Southwest	Starting at the extended west curbline of Jerusalem Avenue, west to a point +/- 50 feet west of said extended curbline

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Street	Side	Location
Fourth Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Fourth Street	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 150 feet
Fourth Street	South	Starting at the east curbline of Fifth Avenue, east for a distance of +/- 30 feet
Fourth Street	South	Starting at the west curbline of Fifth Avenue, west for a distance of +/- 30 feet
Fourth Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Fourth Street	Southwest	Starting at the extended west curbline of Jerusalem Avenue, west to a point +/- 50 feet west of said extended curbline
Fifth Avenue	East	Starting at the south curbline of Fourth Street, south for a distance of +/- 30 feet
Fifth Avenue	East	Starting at the north curbline of Fifth Street, north for a distance of +/- 40 feet
Fifth Avenue	East	Starting at the south curbline of Fifth Street, south for a distance of +/- 30 feet
Fifth Avenue	East	Starting at the north curbline of Sixth Street, north for a distance of +/- 30 feet
Fifth Avenue	East	Starting at the south curbline of Sixth Street, south for a distance of +/- 30 feet
Fifth Avenue	West	Starting at the south curbline of Fourth Street, south for a distance of +/- 30 feet
Fifth Avenue	West	Starting at the north curbline of Fifth Street, north for a distance of +/- 30 feet
Fifth Avenue	West	Starting at the south curbline of Fifth Street, south for a distance of +/- 30 feet
Fifth Avenue	West	Starting at the south curbline of Sixth Street, south for a distance of +/- 30 feet
Seventh Street	Northeast	Starting at the extended east curbline of Jerusalem Avenue, east to a point +/- 70 feet east of said extended curbline
Seventh Street	Southwest	Starting at the extended west curbline of Jerusalem Avenue, west to a point +/- 55 feet west of said extended curbline

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Street	Side	Location
Tenth Street	Northeast	Starting at the extended east curbline of Jerusalem Avenue, east to a point +/- 55 feet east of said extended curbline
Tenth Street	Southwest	Starting at the extended west curbline of Jerusalem Avenue, west to a point +/- 50 feet west of said extended curbline
Eleventh Street	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 50 feet
Abode Lane	East	Starting at the north curbline of Stewart Avenue, north for a distance of +/- 15 feet
Abode Lane	West	Starting from the north curbline of Stewart Avenue, north for a distance of +/- 40 feet
Adelphi Road	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Adelphi Road	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 45 feet
Andrews Road		In the easterly cul-de-sac of Andrews Road
Andrews Road	East	Starting at the north curbline of Bethpage Road, north to the south curbline of Clinton Lane
Andrews Road	West	Starting at the north curbline of Bethpage Road, north for a distance of +/- 100 feet
Anne Drive	North	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Anne Drive	South	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Apex Lane	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 40 feet
Apollo Lane	East	Starting at the south curbline of Acre Lane, south for a distance of +/- 30 feet
Apollo Lane	East	Starting at the north curbline of Arrow Lane, north for a distance of +/- 30 feet
Apollo Lane	West	Starting at the south curbline of Acre Lane, south for a distance of +/- 30 feet
Apollo Lane	West	Starting at the north curbline of Arrow Lane, north for a distance of +/- 30 feet
Arpad Street	South	Starting at the east curbline of Ketchams Road, east for a distance of +/- 40 feet

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Street	Side	Location
Ballpark Lane	North	Starting at the west curbline of Beacon Lane, east for +/- 90 feet
Ballpark Lane	South	Starting at the east curbline of Beacon Lane, east for +/- 60 feet
Ballpark Lane	West	Starting at the south curbline of Beech Lane, south for a distance of +/- 30 feet
Barry Drive	North	Starting at the west curbline of Cantiague Rock Road, west for a distance of +/- 25 feet
Barry Drive	South	Starting at the west curbline of Cantiague Rock Road, west for a distance of +/- 25 feet
Bay Avenue	East	Starting at the south curbline of Lottie Avenue, south for a distance of +/- 30 feet
Bay Avenue	East	Starting at the north curbline of Woodbury Road, north to the Long Island Railroad right-of-way
Bay Avenue	West	Starting at the north curbline of the spur of East Barclay Street, north to the south curbline of East John Street
Bay Avenue	West	Starting at the south curbline of East John Street, south to the temporary Long Island Railroad right-of-way
Bay Avenue	West	Starting at the north curbline of Heitz Place, north for a distance of +/- 25 feet
Beech Lane	South	Starting at the east curbline of Ballpark Lane, east for a distance of +/- 30 feet
Beech Lane	South	Starting at the west curbline of Ballpark Lane, west for a distance of +/- 30 feet
Belfry Lane	East	Starting at the north curbline of Stewart Avenue, north to the south curbline of Bond Lane
Benjamin Avenue	West	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 40 feet
Bethpage Road	East	Starting at a point +/- 159 feet south of the south curbline of Andrews Road, south for a distance of +/- 77 feet
Bethpage Road	East	Starting at the east curbline of Broadway-Jericho Road, south to the north curbline of Dawson Lane
Bethpage Road	East	Starting at the south curbline of Dawson Lane, south for a distance of +/- 90 feet

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Street	Side	Location
Bethpage Road	East	Starting at the north curbline of Midland Avenue, north for a distance of +/- 40 feet
Bethpage Road	East	Starting at the south curbline of Midland Avenue, south for a distance of +/- 195 feet
Bethpage Road	East	Starting at the north curbline of Willet Avenue, north to the south curbline of Dawson Lane
Bethpage Road	North	Starting at the east curbline of Susan Street, east for a distance of +/- 50 feet
Bethpage Road	North	Starting at the west curbline of Susan Street, west for a distance of +/- 50 feet
Bethpage Road	North	Starting at the east curbline of Twin Lawns Avenue, east for a distance of +/- 16 feet
Bethpage Road	North	Starting at the west curbline of Twin Lawns Avenue, west for a distance of +/- 50 feet
Bethpage Road	North	Starting at the west curbline of Willett Avenue, west for a distance of +/- 75 feet
Bethpage Road	South	Starting at the east curbline of Bethpage Drive, east for a distance of +/- 40 feet
Bethpage Road	South	Starting at the west curbline of Bethpage Drive, west for a distance of +/- 50 feet
Bethpage Road	South	Starting at a point +/- 115 feet east of a point opposite the east curbline of Dawson Lane, east for a distance of +/- 98 feet
Bethpage Road	West	Starting at the north curbline of Franklin Street, north for a distance of +/- 30 feet
Bethpage Road	West	Starting at a point +/- 208 feet north of the north curbline of Lottie Avenue, north for a distance of +/- 27 feet
Bethpage Road	West	Starting at the north curbline of Woodbury Road, north for a distance of +/- 130 feet
Bloomingdale Road	East	Starting at the south curbline of Broadway, south to the north curbline of Willis Court
Bloomingdale Road	East	Starting at the south curbline of Willis Court, south to a point opposite the south curbline of Alan Crest Drive
Bloomingdale Road	West	Starting at the south curbline of Broadway, south for a distance of +/- 100 feet

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Street	Side	Location
Bloomingdale Road	West	Starting at the north curbline of Alancrest Road, north for a distance of +/- 30 feet
Bloomingdale Road	West	Starting at the north curbline of Albert Road, north for a distance of +/- 30 feet
Bloomingdale Road	West	Starting at the south curbline of Albert Road, south for a distance of +/- 50 feet
Bloomingdale Road	West	Starting at the north curbline of Michigan Drive, north for a distance of +/- 30 feet
Bloomingdale Road	West	Starting at the north curbline of Schrimpe Court, north for a distance of +/- 68 feet
Bloomingdale Road	West	Starting at the south curbline of Schrimpe Court, south for a distance of +/- 50 feet
Blueberry Lane	East	Starting at the easterly curbline of Clarissa Drive, south for a distance of +/- 40 feet
Blueberry Lane	South	Starting at the east curbline of Boxwood Lane, east for a distance of +/- 30 feet
Blueberry Lane	South	Starting at the east curbline of Boxwood Lane, west for a distance of +/- 30 feet
Boblee Lane	East	Starting at the north curbline of Bethpage Road, north for a distance of +/- 40 feet
Boblee Lane	West	Starting at the north curbline of Bethpage Road, north for a distance of +/- 40 feet
Boxwood Lane	East	Starting at the south curbline of Blueberry Lane, for a distance of +/- 30 feet
Boxwood Lane	West	Starting at the south curbline of Blueberry Lane, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Farm Lane, north for a distance of +/- 45 feet
Bruce Avenue	East	Starting at the north curbline of Woodbury Road, north for a distance of +/- 30 feet
Bunker Lane	West	Starting at the west curbline of Tip Top Lane, south for a distance of +/- 30 feet
Burkland Lane	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 58 feet
Burkland Lane	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 60 feet

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Street	Side	Location
Burns Avenue	East	Starting at the south curbline of Moore Place, south to the north curbline of Keats Place
Burns Avenue	East	Starting at the north curbline of West John Street, north for a distance of +/- 40 feet
Burns Avenue	East	Starting at the south curbline of West John Street, south to the north curbline of Moore Place
Burns Avenue	West	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
Burns Avenue	West	Starting at the south curbline of West John Street, south to the south curbline of Keats Place
Byron Place	North	Starting at the east curbline of Burns Avenue, east for a distance of +/- 30 feet
Byron Place	North	Starting at the west curbline of Milton Street, west for a distance of +/- 30 feet
Byron Place	South	Starting at the east curbline of Burns Avenue, east for a distance of +/- 30 feet
Byron Place	South	Starting at the west curbline of Milton Street, west for a distance of +/- 30 feet
Cantiague Lane	East	Starting at the south curbline of Sunnyside Lane, south for a distance of +/- 30 feet
Cantiague Rock Road	East	Starting at the south side of Northern State Parkway Overpass, south for a distance of +/- 250 feet
Cantiague Rock Road	East	Starting at the north curbline of West John Street, north to a point +/- 30 feet south of the south curbline of Barry Drive
Cantiague Rock Road	North	Starting at the west curbline of Cantiague Road, west around the arc to the west curbline of Cantiague Rock Road
Cantiague Rock Road	West	Starting at the north curbline of Barry Drive, north for a distance of +/- 100 feet
Cantiague Rock Road	West	Starting at the north curbline of Cantiague Lane, north to the south curbline of Barry Drive
Cantiague Rock Road	West	Starting at the south side of Northern State Parkway Overpass, south for a distance of +/- 68 feet
Cedar Street	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet

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Street	Side	Location
Cedar Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Center Street	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Center Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Chance Street	Both	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Chance Street	West	Starting at the south curbline of Evers Street, south for a distance of +/- 27 feet
Charles Street	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Charlotte Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 70 feet
Charlotte Avenue	East	Starting at a point +/- 70 feet north of the north curbline of Old Country Road, north to the south curbline of Duffy Avenue
Charlotte Avenue	West	Starting at the north curbline of Duffy Avenue, northerly for a distance of +/- 328 feet
Charlotte Avenue	West	Starting at a point +/- 390 feet north of the north curbline of Duffy Avenue, north to a point +/- 30 feet south of the south curbline of West John Street
Charlotte Avenue	West	Starting at the north curbline of Old Country Road, northerly for a distance of +/- 32 feet
Cherry Lane	East	Starting at the north curbline of Winter Lane, north for a distance of +/- 30 feet
Cherry Lane	East	Starting at the south curbline of Winter Lane, south for a distance of +/- 60 feet
Cherry Lane	West	Starting at a point +/- 85 feet south of a point opposite the south curbline of Winter Lane, south for a distance of +/- 108 feet
Cherry Lane/Lantern Road	South	Starting at the west curbline of Gull Road, west for a distance of +/- 190 feet
Cherry Lane West	North	Starting at the west curbline of Cherry Lane, west to the east curbline of Newbridge Road
Cherry Lane West	South	Starting at the west curbline of Cherry Lane, west to the east curbline of Newbridge Road

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Street	Side	Location
Chestnut Street	North	Starting at the east curbline of East Street, east for a distance of +/- 30 feet
Chestnut Street	South	Starting at the east curbline of East Street, east for a distance of +/- 30 feet
Clarissa Drive	East	Starting at the easterly curbline of Blueberry Lane, northerly for a distance of +/- 14 feet
Clarissa Drive	West	Starting at the south curbline of Bernard Lane, south for a distance of +/- 40 feet
Clarissa Drive	West	Starting at the north curbline of Blueberry Lane, northerly for a distance of +/- 50 feet
Clarissa Drive	West	Starting at the south curbline of Rhodes Lane, south for a distance of +/- 45 feet
Cliff Drive [Added 9-14-2021 by L.L. No. 13-2021]	East	Starting at the north curbline of Spencer Street, north for a distance of +/- 35 feet
Cliff Drive [Added 9-14-2021 by L.L. No. 13-2021]	East	Starting at the south curbline of Spencer Street, south for a distance of +/- 35 feet
Cliff Drive	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Cliff Drive	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 60 feet
Cliff Drive	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Columbia Road	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Combes Avenue	East	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 30 feet
Combes Avenue	West	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 30 feet
Commerce Place	North	Starting at a point +/- 125 feet east of the east curbline of New South Road, east for a distance of +/- 90 feet
Commerce Place [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 388 feet east of the east curbline of New South Road, east for a distance of +/- 50 feet

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Street	Side	Location
Commerce Place	North	Starting at a point +/- 590 feet east of the east curbline of New South Road, east for a distance of +/- 216 feet
Commerce Place	South	Starting at a point +/- 125 feet east of the east curbline of New South Road, east for a distance of +/- 90 feet
Commerce Place	South	Starting at a point +/- 590 feet east of the east curbline of New South Road, east for a distance of +/- 188 feet
Commercial Street	North	Starting at the west curbline of New South Road, west for a distance of +/- 50 feet
Commercial Street	South	Starting at the west curbline of New South Road, west for a distance of +/- 50 feet
Cornwall Lane	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Cornwall Lane	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Desmond Place	East	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 30 feet
Desmond Place	East	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Desmond Place	West	Starting at the north curbline of Notre Dame Avenue, north to a point +/- 95 feet south of the south curbline of Thorman Avenue
Desmond Place	West	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Division Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Division Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 48 feet
Division Avenue	East	Starting at the north curbline of West Cherry Street, north for a distance of +/- 30 feet
Division Avenue	East	Starting at the south curbline of West Cherry Street, south for a distance of +/- 30 feet
Division Avenue	East	Starting at the south curbline of West Marie Street, south for a distance of +/- 30 feet

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Street	Side	Location
Division Avenue	East	Starting at the north curbline of West Nicholai Street, north for a distance of +/- 30 feet
Division Avenue	East	Starting at the north curbline of West Nicholai Street, south for a distance of +/- 30 feet
Division Avenue	West	Starting at a point +/- 276 feet south of the south curbline of Third Street, south for a distance of +/- 96 feet
Division Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Division Avenue	West	Starting at the north curbline of West Cherry Street, north for a distance of +/- 30 feet
Division Avenue	West	Starting at the south curbline of West Cherry Street, south for a distance of +/- 35 feet
Division Avenue	West	Starting at the south curbline of West Marie Street, south for a distance of +/- 30 feet
Division Avenue	West	Starting at the north curbline of West Nicholai Street, north for a distance of +/- 30 feet
Division Avenue	West	Starting at the south curbline of West Nicholai Street, south for a distance of +/- 30 feet
Dove Street	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Duffy Avenue	North	Starting at the east curbline of Charlotte Avenue, east to a point opposite the west curbline of Henrietta Street
Duffy Avenue	North	Starting at the west curbline of Charlotte Avenue, west for a distance of +/- 792 feet
Duffy Avenue	North	Starting at the east curbline of Newbridge Road, east to the west curbline of Nelson Avenue
Duffy Avenue	North	Starting at the west curbline of Newbridge Road, to a point opposite the west curbline of Loretta Lane
Duffy Avenue	North	Starting at a point +/- 54 feet west of a point opposite the west curbline of Po Lane, west for a distance of +/- 25 feet
Duffy Avenue	South	Starting at the east curbline of Benjamin Street, east for a distance of +/- 50 feet
Duffy Avenue	South	Starting at the west curbline of Benjamin Street, west for a distance of +/- 50 feet

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Street	Side	Location
Duffy Avenue	South	Starting at the east curbline of Charlotte Avenue, east to the west curbline of Henrietta Street
Duffy Avenue	South	Starting at the west curbline of Charlotte Avenue, west then south following the curvature of the road to the north curbline of Old Country Road
Duffy Avenue	South	Starting at the east curbline of Henrietta Street, east for a distance of +/- 484 feet
Duffy Avenue	South	Starting at the east curbline of Lawrence Court, east for a distance of +/- 75 feet
Duffy Avenue	South	Starting at the east curbline of Loretta Lane, east to the west curbline of Underhill Avenue
Duffy Avenue	South	Starting at the west curbline of Loretta Lane, west for a distance of +/- 50 feet
Duffy Avenue	South	Starting at the east curbline of Newbridge Road, east to the west curbline of Nelson Avenue
Duffy Avenue	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 1,221 feet
Duffy Avenue	South	Starting at the east curbline of Po Lane, east for a distance of +/- 50 feet
Duffy Avenue	South	Starting at the east curbline of Underhill Avenue, east to the west curbline of Lawrence Court
East Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 45 feet
East Avenue	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
East Barclay Street	North	Starting at the west curbline of Bay Avenue, west for a distance of +/- 172 feet
East Barclay Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
East Barclay Street	South	Starting at the west curbline of Bay Avenue, west for a distance of +/- 200 feet
East Barclay Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 75 feet
East Barclay Street	South	Starting at a point +/- 310 feet east of the east curbline of Broadway, east for a distance of +/- 27 feet

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Street	Side	Location
East Barclay Street	South	Starting at a point +/- 645 feet east of the east curbline of Broadway, east for a distance of +/- 36 feet
East Barclay Street	South	Starting at a point +/- 709 feet east of the east curbline of Broadway, east for a distance of +/- 30 feet
East Carl Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 45 feet
East Carl Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 45 feet
East Cherry Street	South	Starting at the east curbline of Charles Street, east for a distance of +/- 30 feet
East Cherry Street	South	Starting at the west curbline of Charles Street, west for a distance of +/- 30 feet
East Cherry Street	South	Starting at the west curbline of Raymond Street, west for a distance of +/- 30 feet
East End Avenue	East	Starting at the north curbline of Woodbury Road, north for a distance of +/- 45 feet
East End Avenue	West	Starting at the north curbline of Woodbury Road, north for a distance of +/- 130 feet
East John Street	North	Starting at the west curbline of Bay Avenue, west for a distance of +/- 50 feet
East John Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 156 feet
East John Street	South	Starting at the west curbline of Bay Avenue, west for a distance of +/- 50 feet
East John Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 170 feet
East Marie Street	North	Starting at the east curbline of Bay Avenue, east for a distance of +/- 120 feet
East Marie Street	North	Starting at a point +/- 56 feet west of the west curbline of Bay Avenue, west for a distance of +/- 74 feet
East Marie Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 36 feet

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Street	Side	Location
East Marie Street	North	Starting at a point located +/- 170 feet east of the east curbline of Broadway, east for a distance of +/- 268 feet
East Marie Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 70 feet
East Marie Street	South	Starting at a point located +/- 156 feet east of the east curbline of Broadway, east for a distance of +/- 478 feet
East Marie Street	South	Starting at a point +/- 60 feet east of the east curbline of East Nicholai Street, east for a distance of +/- 100 feet
East Marie Street	South	Starting at the west curbline of East Nicholai Street, west for a distance of +/- 255 feet
East Nicholai Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
East Nicholai Street	North	Starting at the south curbline of East Marie Street, west for a distance of +/- 400 feet
East Nicholai Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
East Street	East	Starting at the north curbline of Chestnut Street, north for a distance of +/- 40 feet
East Street	East	Starting at the south curbline of Chestnut Street, south for a distance of +/- 40 feet
East Street	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
East Street	West	Starting at a point +/- 40 feet north of a point opposite the north curbline of Chestnut Street, south for a distance of +/- 100 feet
East Street	West	Starting at the south curbline of Heitz Place, south for a distance of +/- 50 feet
East Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 100 feet
Elm Street	East	Starting at the north curbline of Plainview Road, north for a distance of +/- 30 feet
Elm Street	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 42 feet

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Street	Side	Location
Elm Street	West	Starting at the north curbline of Plainview Road, north for a distance of +/- 42 feet
Elm Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 42 feet
Elmira Street	North	Starting at the west curbline of Newbridge Road, west to East Avenue
Elmira Street	South	Starting at the west curbline of Newbridge Road, west to East Avenue
Emmet Place	West	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 30 feet
Emmet Place	West	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Engel Street	East	Starting at the south curbline of West John Street, south for a distance of +/- 20 feet
Engel Street	West	Starting at the south curbline of West John Street, south for a distance of +/- 30 feet
Evers Street	South	Starting at the west curbline of Chance Street, west for a distance of +/- 36 feet
Farm Lane	North	Starting at the east curbline of Linden Boulevard, east for a distance of +/- 30 feet
Farm Lane	South	Starting at the east curbline of Linden Boulevard, east for a distance of +/- 30 feet
Field Avenue	North	Starting at the east curbline of Field Court, east for a distance of +/- 30 feet
Field Avenue	North	Starting at the west curbline of Field Court, west for a distance of +/- 30 feet
Field Avenue	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Field Court	West	Starting at the north curbline of Field Avenue, north for a distance of +/- 30 feet
Field Court	East	Starting at the north curbline of Field Avenue, north for a distance of +/- 30 feet
Flower Street	North	Starting at the east curbline of Monroe Avenue, east for a distance of +/- 25 feet
Flower Street	South	Starting at the east curbline of Monroe Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Foran Place	East	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 30 feet
Foran Place	East	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Foran Place	West	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 150 feet
Foran Place	West	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Frevert Place	East	Starting at the north curbline of Second Street, north for a distance of +/- 30 feet
Frevert Place	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 36 feet
Frevert Place	West	Starting at the north curbline of Second Street, north for a distance of +/- 30 feet
Frevert Place	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 42 feet
Froehlich Farm Road	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Froehlich Farm Road	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Gables Road	East	Starting at the north curbline of East Old Country Road, north for a distance of +/- 40 feet
Gables Road	East	Starting at the south curbline of Plainview Road, south for a distance of +/- 43 feet
Gables Road	West	Starting at the north curbline of East Old Country Road, north for a distance of +/- 42 feet
Gables Road	West	Starting at the south curbline of Plainview Road, south for a distance of +/- 30 feet
Garden Street	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Garden Street	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Gerald Avenue	South	Starting at the west curbline of New South Road, west for a distance of +/- 34 feet
Gull Road	East	Starting at the south curbline of Lantern Road, south for a distance of +/- 55 feet

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Street	Side	Location
Gull Road	East	Starting at the north curbline of Spindle Road, north for a distance of +/- 25 feet
Gull Road	East	Starting at the south curbline of Spindle Road, south for a distance of +/- 25 feet
Gull Road	West	Starting at the south curbline of Lantern Road, south for a distance of +/- 40 feet
Halsey Avenue	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 25 feet
Harding Avenue	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 50 feet
Harding Avenue	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Harkin Lane	North	Starting at the west curbline of Salem Road, west for a distance of +/- 30 feet
Harnat Court	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 35 feet
Heitz Place	North	Starting at the west curbline of East Street, west for a distance of +/- 35 feet
Heitz Place	North	Starting at the east curbline of Harding Avenue, east for a distance of +/- 40 feet
Heitz Place	North	Starting at the west curbline of Park Street, west for a distance of +/- 30 feet
Heitz Place	North	Starting at a point +/- 108 feet west of the west curbline of Ray Avenue, west for a distance of +/- 30 feet
Heitz Place	North	Starting at the west exit of Town Parking Field No. 5, east and west for a distance of +/- 30 feet
Heitz Place	North	Starting at the west curbline of the exit of the Town of Oyster Bay Parking Field No. 13, west for a distance of +/- 30 feet
Heitz Place	South	Starting at the west curbline of East Street, west for a distance of +/- 50 feet
Heitz Place	South	Starting at the east curbline of Harding Avenue, east for a distance of +/- 40 feet
Herzog Place	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 120 feet

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Street	Side	Location
Herzog Place	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Herzog Place	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 110 feet
Hewitt Street	North	Starting at the east curbline of Lee Place, east for a distance of +/- 30 feet
Hewitt Street	North	Starting at the west curbline of Lee Place, west for a distance of +/- 50 feet
Hewitt Street	North	Starting at the east curbline of Mead Avenue, east for a distance of +/- 30 feet
Hewitt Street	South	Starting at the east curbline of Lee Place, east for a distance of +/- 25 feet
Hewitt Street	South	Starting at the west curbline of Lee Place, west for a distance of +/- 30 feet
Hewitt Street	South	Starting at the east curbline of Meade Avenue, east for a distance of +/- 30 feet
Holman Boulevard	East	Starting at the south curbline of West John Street, south for a distance of +/- 68 feet
Holman Boulevard	West	Starting at the north curbline of Keats Place, north for a distance of +/- 30 feet
Holman Boulevard	West	Starting at the south curbline of Keats Place, south for a distance of +/- 30 feet
Holman Boulevard	West	Starting at the north curbline of Moore Place, north for a distance of +/- 30 feet
Holman Boulevard	West	Starting at the south curbline of Moore Place, south for a distance of +/- 30 feet
Holman Boulevard	West	Starting at the south curbline of West John Street, south for a distance of +/- 92 feet
Jackson Place	East	Starting at the north curbline of Duffy Avenue, north to the south curbline of Station Plaza South
Jackson Place	West	Starting at the north curbline of Duffy Avenue, north to the south curbline of Station Plaza South
James Street	North	Starting at the west curbline of Maple Place, east for a distance of +/- 50 feet
James Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet

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Street	Side	Location
James Street	North	Starting at the east curbline of Sackett Street, east for a distance of +/- 50 feet
James Street	North	Starting at the west curbline of Sackett Street, west for a distance of +/- 50 feet
James Street	North	Starting at the east curbline of Wyckoff Street, east for a distance of +/- 50 feet
James Street	North	Starting at the west curbline of Wyckoff Street, west for a distance of +/- 50 feet
James Street	South	Starting at the east curbline of Maple Place, east for a distance of +/- 50 feet
James Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
James Street	South	Starting at the east curbline of Sackett Street, east for a distance of +/- 50 feet
James Street	South	Starting at the west curbline of Sackett Street, west for a distance of +/- 50 feet
James Street	South	Starting at the east curbline of Strong Street, east for a distance of +/- 50 feet
James Street	South	Starting at the west curbline of Strong Street, west for a distance of +/- 50 feet
James Street	South	Starting at the east curbline of Wyckoff Street, east for a distance of +/- 50 feet
James Street	South	Starting at the west curbline of Wyckoff Street, west for a distance of +/- 50 feet
Jefry Avenue	East	Starting at the south curbline of Hazel Street, south for a distance of +/- 30 feet
Jefry Avenue	East	Starting at a point +/- 114 feet south of the south curbline of Hazel Street, south for a distance of +/- 76 feet
Jefry Avenue	West	Starting at the north curbline of Louis Street, north for a distance of +/- 100 feet
Jefry Avenue	West	Starting at a point +/- 160 feet north of the north curbline of Louis Street, north for a distance of +/- 50 feet
Jerusalem Avenue	East	Starting at the north curbline of Second Street, north for a distance of +/- 40 feet

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Street	Side	Location
Jerusalem Avenue	East	Starting at the north curbline of Seventh Street, north for a distance of +/- 240 feet
Jerusalem Avenue	East	Starting at the south curbline of Seventh Street, south for a distance of +/- 240 feet
Jerusalem Avenue	East	Starting at the south curbline of Tenth Street, south for a distance of +/- 96 feet
Jerusalem Avenue	East	Starting at the south curbline of Eleventh Street, south to the north curbline of Maglie Drive
Jerusalem Avenue	East	Starting at the north curbline of Harnat Court, north for a distance of +/- 35 feet
Jerusalem Avenue	East	Starting at the south curbline of Harnat Court, south for a distance of +/- 54 feet
Jerusalem Avenue	East	Starting at the north curbline of Herzog Place, north to the southwest curbline of North Broadway
Jerusalem Avenue	East	Starting at the south curbline of Maglie Drive, south for a distance of +/- 60 feet
Jerusalem Avenue	East	Starting at the southwest curbline of North Broadway, south to the northwest curbline of Jerusalem Avenue (east spur)
Jerusalem Avenue	East	Starting at the south curbline of Old Country Road, south to the north curbline of Second Street
Jerusalem Avenue	East	Starting at the north curbline of Tobias Street, north for a distance of +/- 360 feet
Jerusalem Avenue	West	Starting at the south curbline of Second Street, south to the north curbline of Third Street
Jerusalem Avenue	West	Starting at the north curbline of Third Street, north to the south curbline of Second Street
Jerusalem Avenue	West	Starting at the north curbline of Fourth Street, north to the south curbline of Third Street
Jerusalem Avenue	West	Starting at the north curbline of Fifth Street, north to the south curbline of Fourth Street
Jerusalem Avenue	West	Starting at the south curbline of Fifth Street, south for a distance of +/- 50 feet
Jerusalem Avenue	West	Starting at the north curbline of Sixth Street, north for a distance of +/- 60 feet
Jerusalem Avenue	West	Starting at the south curbline of Sixth Street, south for a distance of +/- 60 feet

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Street	Side	Location
Jerusalem Avenue	West	Starting at the north curbline of Seventh Street, north for a distance of +/- 60 feet
Jerusalem Avenue	West	Starting at the north curbline of Eighth Street, north for a distance of +/- 60 feet
Jerusalem Avenue	West	Starting at the south curbline of Eighth Street, south for a distance of +/- 50 feet
Jerusalem Avenue	West	Starting at the north curbline of Ninth Street, north for a distance of +/- 50 feet
Jerusalem Avenue	West	Starting at the north curbline of Tenth Street, north for a distance of +/- 145 feet
Jerusalem Avenue	West	Starting at the south curbline of Tenth Street, south for a distance of +/- 577 feet
Jerusalem Avenue	West	Starting at the Town of Oyster Bay/Town of Hempstead border line, north to the south curbline of Spindle Road
Jerusalem Avenue	West	Starting at the north curbline of Spindle Road, north to the south curbline of Alexander Avenue
Jerusalem Avenue	West	Starting at the north curbline of West Barclay Street, north for a distance of +/- 23 feet
Jerusalem Avenue	West	Starting at the south curbline of West Barclay Street, south to the north curbline of Nelson Avenue
Jerusalem Avenue	West	Starting at the south curbline of West John Street, south to the north curbline of West Barclay Street
Jerusalem Avenue	West	Starting at the north curbline of Winding Road, north to a point opposite the north curbline of Park Lane
Jerusalem Avenue	West	Starting at the south curbline of Winding Road, south of the north curbline of Walnut Lane
Jerusalem Avenue (east spur)	West	Starting at the east curbline of Jerusalem Avenue, northeast to the southwest curbline of North Broadway
Julian Street	North	Starting at the west curbline of Bruce Avenue, west for a distance of +/- 30 feet
Karin Lane	North	Starting at the east curbline of New South Road, east for a distance of +/- 80 feet
Karin Lane	North and South	For a distance of +/- 35 feet to the east and west of the entrance/exit aprons to all businesses located on Karin Lane

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Street	Side	Location
Karin Lane	South	Starting at the east curbline of New South Road, east for a distance of +/- 50 feet
Karin Lane	South	Starting at a point +/- 378 feet east of the east curbline of New South Road, east for a distance of +/- 150 feet
Keats Place	North	Starting at the west curbline of Holman Boulevard, west for a distance of +/- 30 feet
Keats Place	South	Starting at the east curbline of Burns Avenue, east for a distance of +/- 40 feet
Keats Place	South	Starting at the west curbline of Holman Boulevard, west for a distance of +/- 30 feet
Kenneth Court	South	Starting at the west curbline of Miller Road, west for a distance of +/- 40 feet
Ketcham Avenue	South	Starting at the east curbline of Adams Street, east for a distance of +/- 30 feet
Ketcham Avenue	South	Starting at the east curbline of Briggs Street, east for a distance of +/- 30 feet
Ketcham Avenue	South	Starting at the west curbline of Briggs Street, west for a distance of +/- 30 feet
Ketcham Avenue	South	Starting at the west curbline of Adams Street, west for a distance of +/- 42 feet
Ketchams Road	East	Starting at the north curbline of Arpad Street, north for a distance of +/- 40 feet
Ketchams Road	East	Starting at the south curbline of Arpad Street, south for a distance of +/- 40 feet
Kingston Avenue	North	Starting at the east curbline of Monroe Avenue, east for a distance of +/- 30 feet
Kingston Avenue	North	Starting at the east curbline of West Avenue, east for a distance of +/- 40 feet
Kingston Avenue	South	Starting at the east curbline of West Avenue, east for a distance of +/- 40 feet
Kiwanis Place	East	Starting at the north curbline of James Street, north for a distance of +/- 50 feet
Kiwanis Place	West	Starting at the north curbline of James Street, north for a distance of +/- 50 feet
Kraemer Street	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 60 feet

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Street	Side	Location
Kraemer Street	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Kuhl Avenue	East	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
Lantern Road	South	Starting at the east curbline of Gull Road, east for a distance of +/- 40 feet
Lawnview Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Lawnview Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Lawrence Court	East	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 68 feet
Lawrence Court	West	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 65 feet
Lawrence Street	West	Starting at the north curbline of Harnat Court, north for a distance of +/- 35 feet
Lee Place	East	Starting at the north curbline of Hewitt Street, north for a distance of +/- 30 feet
Lee Place	East	Starting at the south curbline of Hewitt Street, south for a distance of +/- 25 feet
Lee Place	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Lee Place	East	Starting at the south curbline of Washington Street, south for a distance of +/- 30 feet
Lee Place	West	Starting at the north curbline of Hewitt Street, north for a distance of +/- 30 feet
Lee Place	West	Starting at the north curbline of Old Country Road, north to the south curbline of Hewitt Street
Lee Place	West	Starting at the south curbline Washington Street, south for a distance of +/- 30 feet
Lenox Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 84 feet
Lenox Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 100 feet
Levittown Parkway	East	Starting at the north curbline of Stewart Avenue, north to West Old Country Road

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Street	Side	Location
Levittown Parkway	West	Starting at the north curbline of Stewart Avenue, north to West Old Country Road
Lewis Street	South	Starting at the east curbline of North Fordham Road, east for a distance of +/- 35 feet
Lewis Street	South	Starting at the west curbline of North Fordham Road, west for a distance of +/- 35 feet
Lottie Avenue	North	Starting at the east curbline of Bay Avenue, east for a distance of +/- 50 feet
Lottie Avenue	South	Starting at the east curbline of Bay Avenue, east for a distance of +/- 30 feet
Louis Street	North	Starting at the west curbline of Jefry Avenue, west to Washington Parkway
Ludy Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 115 feet
Ludy Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 35 feet
Maglie Drive	Northeast	Starting at the extended east curbline of Jerusalem Avenue, east to a point +/- 50 feet east of said extended curbline
Maglie Drive	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 30 feet
Maple Place	East	Starting at the south curbline of James Street, south for a distance of +/- 90 feet
Maple Place	West	Starting at the north curbline of James Street, south for a distance of +/- 130 feet
Martin Place	North	Starting at the east curbline of Miller Place, east for a distance of +/- 40 feet
Martin Place	South	Starting at the east curbline of Miller Place, east for a distance of +/- 40 feet
Marvin Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 46 feet
Marvin Avenue	South	Starting at the east curbline of Broadway, easterly for a distance of +/- 140 feet
Max Avenue	East	Starting at the north curbline of Woodbury Road, north for a distance of +/- 30 feet
McAlester Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 65 feet

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Street	Side	Location
McAlester Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 70 feet
Meeting Lane	East	Starting at the south curbline of Winter Lane, south for a distance of +/- 30 feet
Meeting Lane	West	Starting at the south curbline of Winter Lane, south for a distance of +/- 30 feet
Meran Place	North	From South Oyster Bay Road to East End Avenue
Meran Place	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Meyers Avenue	East	Starting at the north curbline of West John Street, north for a distance of +/- 30 feet
Meyers Avenue	West	Starting at the north curbline of West John Street, north for a distance of +/- 30 feet
Michigan Drive	North	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Michigan Drive	South	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Midland Avenue	North	Starting at the east curbline of Bethpage Road, east for a distance of +/- 40 feet
Midland Avenue	North	Starting at a point +/- 80 feet east of the east curbline of Bethpage Road, east and north for a distance of +/- 220 feet
Midland Avenue	North	Starting at a point +/- 300 feet east of the east curbline of Bethpage Road, east for a distance of +/- 300 feet
Midland Avenue	South	Starting at the east curbline of Bethpage Road, east for a distance of +/- 40 feet
Miller Place	East	Starting at the north curbline of Ingram Drive, north for a distance of +/- 60 feet
Miller Place	East	Starting at the north curbline of Martin Place, north for a distance of +/- 40 feet
Miller Place	East	Starting at the south curbline of Martin Place, south for a distance of +/- 40 feet
Miller Place	South	Starting at the east curbline of Miller Road, east to the west curbline of Wilfred Boulevard
Miller Place	South	Starting at the east curbline of Wilfred Boulevard, east to the west curbline of Vincent Road

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Street	Side	Location
Milton Street	East	Starting at the north curbline of West John Street, north for a distance of +/- 30 feet
Milton Street	West	Starting at the north curbline of Byron Place, north for a distance of +/- 30 feet
Milton Street	West	Starting at the south curbline of Byron Place, south for a distance of +/- 30 feet
Milton Street	West	Starting at the south curbline of Mangan Place, south for a distance of +/- 30 feet
Milton Street	West	Starting at the north curbline of West John Street, north for a distance of +/- 70 feet
Mineola Avenue	North	Starting at the east curbline of Broadway, east to the west curbline of Broadway Place
Mineola Avenue	South	Starting at the east curbline of Broadway, east to the west curbline of Broadway Place
Monroe Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 50 feet
Monroe Avenue	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 50 feet
Monroe Street	East	Starting at the north curbline of Flower Street, north for a distance of +/- 25 feet
Monroe Street	East	Starting at the south curbline of Flower Street, south for a distance of +/- 25 feet
Moore Place	North	Starting at the west curbline of Holman Boulevard, west for a distance of +/- 30 feet
Moore Place	South	Starting at the west curbline of Holman Boulevard, west for a distance of +/- 30 feet
Morgan Street	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Mulberry Street	North	Starting at the east curbline of New South Road, east for a distance of +/- 30 feet
Mulberry Street	South	Starting at the east curbline of New South Road, east for a distance of +/- 30 feet
Nelson Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Nelson Avenue	East	Starting at the north curbline of West Cherry Street, north for a distance of +/- 30 feet

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Street	Side	Location
Nelson Avenue	East	Starting at the south curbline of West Cherry Street, south for a distance of +/- 30 feet
Nelson Avenue	East	Starting at the north curbline of West Marie Street, north and east to the west curbline of Jerusalem Avenue
Nelson Avenue	East	Starting at the south curbline of West Marie Street, south for a distance of +/- 75 feet
Nelson Avenue	East	Starting at the north curbline of West Nicholai Street, north for a distance of +/- 75 feet
Nelson Avenue	East	Starting at the south curbline of West Nicholai Street, south for a distance of +/- 35 feet
Nelson Avenue	North	Starting at the west curbline of Jerusalem Avenue, west and south to the north curbline of Duffy Avenue
Nelson Avenue	West	Starting at the south curbline of Duffy Avenue, south to the north curbline of West Marie Street (West Marie Street Spur - between Nelson Avenue and Newbridge Road)
Nelson Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Nelson Avenue	West	Starting at the north curbline of West Cherry Street, north for a distance of +/- 30 feet
Nelson Avenue	West	Starting at the south curbline of West Cherry Street, south for a distance of +/- 30 feet
Nelson Avenue	West	Starting at the south curbline of West Marie Street, south for a distance of +/- 30 feet
Nelson Avenue	West	Starting at a point +/- 30 feet north of the north curbline of West Nicholai Street, south to a point +/- 30 feet south of the south curbline of West Nicholai Street
Nevada Street	North	Starting from the east curbline of Broadway, east to the west curbline of Bethpage Road
Nevada Street	North	Starting at the west curbline of Broadway, west to the east curbline of Carlton Place
Nevada Street	North	Starting at the west curbline of Carlton Place, west for a distance of +/- 40 feet

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Street	Side	Location
Nevada Street	South	Starting at a point +/- 250 feet east of the west curbline of Broadway, east to the west curbline of Bethpage Road
Nevada Street	South	Starting at the east curbline of Jeanson Place, east for a distance of +/- 25 feet
Nevada Street	South	Starting at the west curbline of Jeanson Place, west for a distance of +/- 30 feet
Nevada Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 70 feet
New South Road	East	Starting at the north curbline of the entrance to Grumman Plant No. 22, north for a distance of +/- 100 feet
New South Road	East	Starting at the south curbline of the entrance to Grumman Plant No. 22, south for a distance of +/- 100 feet
New South Road	East	Starting at a point opposite the north curbline of Marvin Avenue, north to a point opposite the north curbline of Somerset Avenue
New South Road	East	Starting at a point opposite the north curbline of Mineola Avenue, north for a distance of +/- 50 feet
New South Road	East	Starting at the north curbline of Mulberry Street, north for a distance of +/- 40 feet
New South Road	East	Starting at the south curbline of Mulberry Street, south for a distance of +/- 40 feet
New South Road	East	Starting at the south curbline of Plainview Road, south to the north curbline of the driveway, a distance of +/- 72 feet
New South Road	East	Starting at a point +/- 80 feet south of Tudor Road, south to a point +/- 50 feet south of the south curbline of Karin Lane
New South Road	West	Starting at the north curbline of Mineola Avenue, north to the south side of the Long Island Railroad right-of-way
New South Road	West	Starting at the south curbline of Mineola Avenue, south for a distance of +/- 50 feet
New South Road	West	Starting at the south curbline of Plainview Road, south for a distance of +/- 55 feet

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Street	Side	Location
New South Road	West	Starting at the north curbline of Somerset Avenue, north for a distance of +/- 50 feet
New South Road	West	Starting at a point +/- 25 feet south of the south curbline of Somerset Avenue, south to the intersection of Somerset Avenue and New South Road
New South Road	West	Starting at a point +/- 85 feet south of the south curbline of Somerset Avenue, south for a distance of +/- 173 feet
North Fordham Road	East	Starting at the south curbline of Lewis Street, south for a distance of +/- 30 feet
North Fordham Road	West	Starting at the south curbline of Lewis Street, south for a distance of +/- 30 feet
Notre Dame Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Notre Dame Avenue	North	Starting at a point +/- 125 feet east of the east curbline of Broadway, east to Desmond Place
Notre Dame Avenue	North	Starting at the east curbline of Desmond Place, east for a distance of +/- 20 feet
Notre Dame Avenue	North	Starting at a point +/- 180 feet east of the east curbline of Desmond Place, east to Foran Place
Notre Dame Avenue	North	Starting at the east curbline of Emmet Place, east for a distance of +/- 20 feet
Notre Dame Avenue	North	Starting at a point +/- 170 feet east of the east curbline of Emmet Place, east to Bay Avenue
Notre Dame Avenue	North	Starting at the east curbline of Foran Place, east for a distance of +/- 20 feet
Notre Dame Avenue	North	Starting at a point +/- 178 feet east of the east curbline of Foran Place, east to Ormond Place
Notre Dame Avenue	North	Starting at the east curbline of Osmond Place, east for a distance of +/- 20 feet
Notre Dame Avenue	North	Starting at a point +/- 182 feet east of the east curbline of Osmond Place, east to Emmet Place
Notre Dame Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Notre Dame Avenue	South	Starting at a point +/- 1,100 feet east of the east curbline of Broadway, east to Bay Avenue

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Street	Side	Location
Old Country Road	North	Starting at the east curbline of Burkland Lane, east for a distance of +/- 55 feet
Old Country Road	North	Starting at the west curbline of Burkland Lane, west for a distance of +/- 75 feet
Old Country Road	North	Starting at the east curbline of Chance Street, east to the west curbline of McAlister Avenue
Old Country Road	North	Starting at the east curbline of Cornwall Lane, east for a distance of +/- 65 feet
Old Country Road	North	Starting at the west curbline of Cornwall Lane, west for a distance of +/- 82 feet
Old Country Road	North	Starting at the east curbline of Charles Street, east to a point +/- 60 feet west of the west curbline of Raymond Street
Old Country Road	North	Starting at the east curbline of Gables Drive, east to the west curbline of New South Road
Old Country Road	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 125 feet
Old Country Road	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 35 feet
Old Country Road	North	Starting at the east curbline of Kraemer Street, east for a distance of +/- 50 feet
Old Country Road	North	Starting at the west curbline of Kraemer Street, west for a distance of +/- 30 feet
Old Country Road	North	Starting at the east curbline of Lee Place, east for a distance of +/- 45 feet
Old Country Road	North	Starting at a point opposite the west curbline of the easternmost Long Island Lighting Company entrance, east to the west curbline of Gables Drive
Old Country Road	North	Starting at the east curbline of McAlester Avenue, east for a distance of +/- 50 feet
Old Country Road	North	Starting at a point +/- 180 feet east of a point opposite the east curbline of Monroe Avenue, east for a distance of +/- 30 feet
Old Country Road	North	Starting at the east curbline of Morgan Street, east for a distance of +/- 100 feet

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Street	Side	Location
Old Country Road	North	Starting at a point +/- 78 feet west of the west curbline of Morgan Street, west for a distance of +/- 102 feet
Old Country Road	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 156 feet
Old Country Road	North	Starting at a point +/- 400 feet west of the west curbline of Newbridge Road, west for a distance of +/- 30 feet
Old Country Road	North	Starting at the east curbline of New South Road, east to +/- 47 feet west of a point opposite the west curbline of St. John's Avenue
Old Country Road	North	Starting at the east curbline of Park Avenue, east to a point +/- 60 feet west of the west curbline of South Elm Street
Old Country Road	North	Starting at the west curbline of Railroad Lane, west for a distance of +/- 50 feet
Old Country Road	North	Starting at east curbline of Raymond Street, east to the west curbline of Park Avenue
Old Country Road	North	Starting at the east curbline of Richard Street, east for a distance of +/- 50 feet
Old Country Road	North	Starting at a point +/- 80 feet west of the west curbline of Richard Street, west to Broadway
Old Country Road	North	Starting at the east curbline of South Elm Street, east to a point +/- 75 feet west of a point opposite the west curbline of the easternmost Long Island Lighting Company entrance
Old Country Road	North	Starting at a point +/- 17 feet west of a point opposite the east curbline of St. John's Avenue, east to the south curbline of Plainview Road
Old Country Road	North	Starting at the east curbline of West Carl Street, east for a distance of +/- 80 feet
Old Country Road	South	Starting at the west curbline of Appex Lane, west for a distance of +/- 124 feet
Old Country Road	South	Starting at the east curbline of Broadway, east to a point +/- 80 feet west of the west curbline of Richard Street

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Street	Side	Location
Old Country Road	South	Starting at a point +/- 166 feet east of the east curbline of Clarissa Drive, east for a distance of +/- 64 feet
Old Country Road	South	Starting at the west curbline of Clarissa Drive, west for a distance of +/- 40 feet
Old Country Road	South	Starting at the west curbline of Division Avenue, west for a distance of +/- 108 feet
Old Country Road	South	Starting at the east curbline of East Avenue, east for a distance of +/- 326 feet
Old Country Road	South	Starting at the west curbline of East Avenue, west for a distance of +/- 30 feet
Old Country Road	South	Starting at the east curbline of Frevert Place, east for a distance of +/- 36 feet
Old Country Road	South	Starting at the west curbline of Frevert Place, west for a distance of +/- 140 feet
Old Country Road	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 100 feet
Old Country Road	South	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 100 feet
Old Country Road	South	Starting at the east curbline of Liberty Avenue, east to the west curbline of Reiter Avenue
Old Country Road	South	Starting at the east curbline of New South Road, east to the west curbline of Prince Street
Old Country Road	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 130 feet
Old Country Road	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 225 feet
Old Country Road	South	Starting at a point +/- 60 feet east of the east curbline of Prince Street, east to the west curbline of Liberty Avenue
Old Country Road	South	Starting at a point opposite the east curbline of Railroad Lane, east to a point opposite the west curbline of Raymond Street
Old Country Road	South	Starting at a point +/- 100 feet east of a point opposite the east curbline of Raymond Street, east to the west curbline of the Long Island Lighting Company entrance opposite South Elm Street

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Street	Side	Location
Old Country Road	South	Starting at a point +/- 75 feet east of the east curbline of the Long Island Lighting Company entrance opposite South Elm Street, east to the west curbline of the easternmost Long Island Lighting Company entrance
Old Country Road	South	Starting at a point +/- 60 feet east of the east curbline of the easternmost Long Island Lighting Company entrance, east to the west curbline of New South Road
Old Country Road	South	Starting at the east curbline of Reiter Avenue, east to the west curbline of St. John Avenue
Old Country Road	South	Starting at a point opposite the west curbline of Richard Street, east to a point opposite the east curbline of Railroad Lane
Old Country Road	South	Starting at the east curbline of St. John Avenue, east to the west curbline of Jonathan Avenue
Old Country Road	South	Starting at a point +/- 70 feet west of the west curbline of South Oyster Bay Road, west to the east curbline of Jonathan Avenue
Old Country Road	South	Starting at the east curbline of Sterling Place, east for a distance of +/- 40 feet
Old Country Road	South	Starting at the west curbline of Sterling Place, west for a distance of +/- 40 feet
Old Country Road	South	Starting at the east curbline of Wantagh State Parkway Exit Lane, east for a distance of +/- 70 feet
Old Country Road	South	Starting at the east curbline of West Avenue, east for a distance of +/- 30 feet
Old Country Road	South	Starting at the east curbline of Clarissa Drive, east for a distance of +/- 46 feet
Old Country Road	South	Starting at the west curbline of Clarissa Drive, west for a distance of +/- 42 feet
Old Country Road	South	Starting at the west curbline of West Avenue, west for a distance of +/- 42 feet
Ormond Place	East	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 30 feet
Ormond Place	East	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
Ormond Place	West	Starting at the north curbline of Notre Dame Avenue, north for a distance of +/- 30 feet
Ormond Place	West	Starting at the south curbline of Thorman Avenue, south for a distance of +/- 30 feet
Park Avenue	East	Starting at the south curbline of Heitz Place, south for a distance of +/- 50 feet
Park Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 75 feet
Park Avenue	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 108 feet
Park Avenue	West	Starting at the north curbline of Clinton Street, north for a distance of +/- 35 feet
Park Avenue	West	Starting at the north curbline of Heitz Place, north for a distance of +/- 50 feet
Park Avenue	West	Starting at the south curbline of Henry Place, south for a distance of +/- 26 feet
Park Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Park Avenue	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Pierce Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 180 feet
Plainview Road	North	Starting at the east curbline of Cliff Drive, east for a distance of +/- 55 feet
Plainview Road	North	Starting at the east curbline of Elm Street, east for a distance of +/- 30 feet
Plainview Road	North	Starting at the west curbline of Elm Street, west for a distance of +/- 36 feet
Plainview Road	South	Starting at the east curbline of Gables Road, east for a distance of +/- 64 feet
Plainview Road	South	Starting at the west curbline of Gables Road, west for a distance of +/- 60 feet
Plainview Road	South	Starting at the east curbline of New South Road, east for a distance of +/- 125 feet
Plainview Road	South	Starting at the west curbline of New South Road, west for a distance of +/- 159 feet

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Street	Side	Location
Plainview Road	South	Starting at the east curbline of South Elm Street, east for a distance of +/- 30 feet
Plainview Road	South	Starting at the west curbline of South Elm Street, west for a distance of +/- 36 feet
Plainview Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the east curbline of the entrance to Triangle Park, east for a distance of +/- 30 feet
Plainview Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at a point +/- 30 feet east of the east curbline of the entrance to Triangle Park, east for a distance of +/- 40 feet
Plainview Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the west curbline of the entrance to Triangle Park, west for a distance of +/- 30 feet
Plainview Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at a point +/- 30 feet west of the west curbline of the entrance to Triangle Park, west for a distance of +/- 40 feet
Railroad Lane	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 116 feet; truck loading zone
Raymond Street	East	Starting at the south curbline of East Cherry Street, south for a distance of +/- 30 feet
Raymond Street	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 35 feet
Ray Street	North	Starting at the east curbline of Park Avenue, east for the entire length of the road
Rhodes Lane	North	Starting at the west curbline of Clarissa Drive, west for a distance of +/- 40 feet
Rhodes Lane	South	Starting at the west curbline of Clarissa Drive, west for a distance of +/- 40 feet
Richard Street	East	Starting at the north curbline of East Carl Street, north for a distance of +/- 15 feet
Richard Street	East	Starting at the south curbline of East Cherry Street, south for a distance of +/- 50 feet
Richard Street	West	Starting at the north curbline of East Carl Street, north for a distance of +/- 50 feet
Richard Street	West	Starting at the south curbline of East Cherry Street, south for a distance of +/- 50 feet

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Street	Side	Location
Robert Street	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Robert Street	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Ronald Street	North	Starting at a point +/- 67 feet west of the northwest corner of Woodbury Road, west for a distance of +/- 68 feet
Ronald Street	South	Starting at a point +/- 37 feet west of the southwest corner of Woodbury Road, west for a distance of +/- 48 feet
Roosevelt Avenue	South	Starting at the west curbline of Lawnside Avenue, west for a distance of +/- 30 feet
Sackett Street		Starting at the west curbline of Sackett Street to the east curbline of Sackett Street, along the barrier at the southern termination of the roadway
Salem Road	East	Starting at the north curbline of Salem Gate, north for a distance of +/- 35 feet
Salem Road	East	Starting at the south curbline of Salem Gate, south for a distance of +/- 35 feet
Scooter Lane	North	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Scooter Lane	South	Starting at the west curbline of Bloomingdale Road, west for a distance of +/- 30 feet
Somerset Avenue	North	Starting at the north curbline of New South Road, west for a distance of +/- 30 feet
Somerset Avenue	South	Starting at the east curbline of Hicksville Road (Broadway), east for a distance of +/- 100 feet
Somerset Avenue	South	Starting at the south curbline of New South Road, west for a distance of +/- 30 feet
South Elm Street	East	Starting at the south curbline of Plainview Road, south for a distance of +/- 50 feet
South Elm Street	West	Starting at the south curbline of Plainview Road, south for a distance of +/- 30 feet
South Gate	East	Starting at the north curbline of Plainview Road, north for a distance of +/- 40 feet
South Gate	West	Starting at the north curbline of Plainview Road, north for a distance of +/- 50 feet

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Street	Side	Location
South Oyster Bay Road	West	Starting at the south curbline of Adelphi Road, south to a point opposite the south curbline of Ontario Avenue
South Oyster Bay Road	West	Starting at the north curbline of Arnold Street, north to the south curbline of Dove Street
South Oyster Bay Road	West	Starting at a point opposite the north curbline of Bentley Road, south to the north curbline of Adelphi Road
South Oyster Bay Road	West	Starting at the south curbline of Columbia Road, south to the north curbline of Holyoke Road
South Oyster Bay Road	West	Starting at the north curbline of Dove Street, north to the south curbline of Old Country Road
South Oyster Bay Road	West	Starting at the south curbline of Edward Avenue, south to the north curbline of Walter Avenue
South Oyster Bay Road	West	Starting at the north curbline of Enterprise Place, north for a distance of +/- 540 feet
South Oyster Bay Road	West	Starting at the south curbline of Field Court, south to the north curbline of Field Avenue
South Oyster Bay Road	West	Starting at a point +/- 80 feet south of the south curbline of Froehlich Farm Road, south to the north curbline of Columbia Road
South Oyster Bay Road	West	Starting at the north curbline of Garden Street, north for a distance of +/- 30 feet
South Oyster Bay Road	West	Starting at the south curbline of Garden Street, south for a distance of +/- 50 feet
South Oyster Bay Road	West	Starting at the north curbline of the Grumman Employment Office driveway, north to the south curbline of Enterprise Place
South Oyster Bay Road	West	Starting at the south curbline of the Grumman Employment Office driveway, south for a distance of +/- 170 feet
South Oyster Bay Road	West	Starting at the south curbline of Holyoke Road, south to a point +/- 225 feet north of the north curbline of Plainview Road
South Oyster Bay Road	West	Starting at the north curbline of Meadow Lane, for a distance of +/- 60 feet

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Street	Side	Location
South Oyster Bay Road	West	Starting at the south curbline of Meadow Lane, for a distance of +/- 30 feet
South Oyster Bay Road	West	Starting at the south curbline of Meran Place, south to the north curbline of Woodbury Road
South Oyster Bay Road	West	Starting at a point opposite the south curbline of Ontario Avenue, south to a point opposite the north curbline of Westbury Avenue
South Oyster Bay Road	West	Starting at the north curbline of Plainview Road, north for a distance of +/- 125 feet
South Oyster Bay Road	West	Starting at a point +/- 225 feet north of the north curbline of Plainview Road, north to a point +/- 80 feet south of the south curbline of Vernon Street
South Oyster Bay Road	West	Starting at a point +/- 385 feet north of the north curbline of Plaza Gate, north for a distance of +/- 60 feet
South Oyster Bay Road	West	Starting at the north curbline of Robert Street, north to the south curbline of Arnold Street
South Oyster Bay Road	West	Starting at a point +/- 70 feet south of the south curbline of Robert Street, south to the north curbline of Edward Avenue
South Oyster Bay Road	West	Starting at the south curbline of Walter Avenue, south to the north curbline of Field Court
South Oyster Bay Road	West	Starting at a point +/- 100 feet south of a point opposite the north curbline of Westbury Avenue, south to the north curbline of Froehlich Farm Road
South Oyster Bay Road	West	Starting at the south curbline of Woodbury Road, south to a point +/- 80 feet north of a point opposite the north curbline of Bentley Place
Spencer Street [Added 9-14-2021 by L.L. No. 13-2021]	North	Starting at the east curbline of Cliff Drive east for a distance of +/- 35 feet
Spencer Street [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the east curbline of Cliff Drive, east for a distance of +/- 35 feet
Spindle Road	North	Starting at the east curbline of Gull Road, east for a distance of +/- 40 feet
Spindle Road	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Spindle Road	South	Starting at the east curbline of Gull Road, east for a distance of +/- 25 feet
Spindle Road	South	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 100 feet
Station Plaza East	West and East	Starting at the north curbline of Station Plaza South, north to the south curbline of Station Plaza North
Station Plaza North	South	Starting at the west curbline of Newbridge Road (new portion), west for a distance of +/- 38 feet
Station Plaza South	North	Starting at a point +/- 174 feet east of the east curbline of Station Plaza West, east to Newbridge Road
Station Plaza South	North	Starting at the east curbline of Station Plaza West, east for a distance of +/- 32 feet
Station Plaza South	South	Starting at the west curbline of Jackson Place, west for a distance of +/- 30 feet
Station Plaza South	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 72 feet
Station Plaza South	South	Starting at a point +/- 160 feet west of the west curbline of Newbridge Road, west to a point opposite the west curbline of Station Plaza West
Station Plaza West	East	Starting at the south curbline of Station Plaza North, south to the north curbline of Station Plaza South
Station Plaza West	West	Starting at a point +/- 130 feet south of the south curbline of West Barclay Street, south to the south curbline of Station Plaza South
Sterling Place	East	Starting at the north curbline of Second Street, north for a distance of +/- 30 feet
Sterling Place	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
Sterling Place	West	Starting at the north curbline of Second Street, north for a distance of +/- 30 feet
Sterling Place	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 87 feet
Stewart Avenue	North	Starting at the east curbline of Abode Lane, east for a distance of +/- 30 feet
Stewart Avenue	North	Starting at the west curbline of Abode Lane, west for a distance of +/- 30 feet

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Street	Side	Location
Stewart Avenue	North	Starting at the east curbline of Levittown Parkway, east for a distance of +/- 710 feet
Stewart Avenue	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 380 feet
Stewart Avenue	South	Starting at the east curbline of Levittown Parkway, east for a distance of +/- 810 feet
Stewart Avenue	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 400 feet
Stewart Avenue	South	Starting at the overpass to the Wantagh State Parkway, east for a distance of +/- 360 feet
Strong Street	East	Starting at the south curbline of James Street, south for a distance of +/- 50 feet
Strong Street	East	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
Strong Street	West	Starting at the south curbline of James Street, south for a distance of +/- 50 feet
Sunnyside Lane	North	Starting at the east curbline of Cantiague Lane, east for a distance of +/- 30 feet
Sunnyside Lane	South	Starting at the east curbline of Cantiague Lane, east for a distance of +/- 30 feet
Terrell Lane	East	Starting at the south curbline of Fordham Avenue, south for a distance of +/- 30 feet
Terrell Lane	West	Starting at the south curbline of Fordham Avenue, south for a distance of +/- 30 feet
Thorman Avenue	North	Starting at the west curbline of Bay Avenue, west for a distance of +/- 30 feet
Thorman Avenue	North	Starting at the east curbline of Foran Place, east for a distance of +/- 30 feet
Thorman Avenue	North	Starting at the west curbline of Foran Place, west for a distance of +/- 30 feet
Thorman Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 50 feet
Thorman Avenue	South	Starting at the west curbline of Bay Avenue, west for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the east curbline of Desmond Place, east for a distance of +/- 30 feet

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Street	Side	Location
Thorman Avenue	South	Starting at the west curbline of Desmond Place, west for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the east curbline of Emmet Place, east for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the west curbline of Emmet Place, west for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the east curbline of Foran Place, east for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the west curbline of Foran Place, west for a distance of +/- 30 feet
Thorman Avenue	South	Starting at the east curbline of Ormond Place, east for a distance of +/- 30 feet
Twin Lanes Avenue	East	Starting at the north curbline of Bethpage Road, north for a distance of +/- 16 feet
Twin Lawns Avenue	West	Starting at the north curbline of Bethpage Road, north for a distance of +/- 20 feet
Underhill Avenue	East	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 30 feet
Underhill Avenue	East	Starting at the north curbline of West Marie Street, north for a distance of +/- 50 feet
Underhill Avenue	East	Starting at the south curbline of West Marie Street, south for a distance of +/- 50 feet
Underhill Avenue	West	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 40 feet
Underhill Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 30 feet
Underhill Avenue	West	Starting at the north curbline of West Marie Street, north for a distance of +/- 50 feet
Underhill Avenue	West	Starting at the south curbline of West Marie Street, south for a distance of +/- 50 feet
Violet Avenue		Along the width of the eastern termination
Walnut Lane	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 70 feet
Walter Avenue	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet

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Street	Side	Location
Walter Avenue	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Washington Parkway	East	Starting at the north curbline of Louis Street, north for a distance of +/- 50 feet
Washington Parkway	East	Starting at the south curbline of Mulberry Street, south for a distance of +/- 125 feet
Washington Street	North	Starting at the east curbline of Bonnie Court, east for a distance of +/- 30 feet
Washington Street	North	Starting at the west curbline of Dikeman Court, west for a distance of +/- 30 feet
Washington Street	South	Starting at the east curbline of Lee Place, east for a distance of +/- 30 feet
Washington Street	South	Starting at the west curbline of Lee Place, west for a distance of +/- 30 feet
West Avenue	East	Starting at the south curbline of Kingston Avenue, south for a distance of +/- 30 feet
West Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 50 feet
West Barclay Street	East	Starting at the south curbline of West John Street, south for a distance of +/- 48 feet
West Barclay Street	North	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Newbridge Road
West Barclay Street	North	Starting at the east curbline of Wyckoff Street, east for a distance of +/- 30 feet
West Barclay Street	South	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 50 feet
West Barclay Street	South	Starting at the east curbline of the temporary station plaza parking field entrance, east for a distance of +/- 30 feet
West Barclay Street	South	Starting at the east curbline of the exit/entrance of municipal Parking Field H-2, east for a distance of +/- 30 feet
West Barclay Street	South	Starting at the west curbline of exit/entrance of municipal Parking Field H-2, west for a distance of +/- 30 feet

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Street	Side	Location
West Barclay Street	West	Starting at a point +/- 77 feet south and then east to a point +/- 27 feet east of the northeast curbline of Marion Place
West Barclay Street	West	Starting at the south curbline of West John Street, south for a distance of +/- 30 feet
West Carl Street		Entrance/exit to the Hicksville Community Center Driveway, on the west side, starting at the north curbline of West Carl Street, north for a distance of +/- 122 feet
West Carl Street		Entrance/exit to the Hicksville Community Center Driveway, on the east side, starting at the north curbline of West Carl Street, north for a distance of +/- 130 feet
West Cherry Street	North	Starting at the east curbline of Division Avenue, east for a distance of +/- 30 feet
West Cherry Street	North	Starting at the west curbline of Division Avenue, west for a distance of +/- 30 feet
West Cherry Street	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 50 feet
West Cherry Street	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet
West Cherry Street	North	Starting at the east curbline of Nelson Avenue, east for a distance of +/- 30 feet
West Cherry Street	North	Starting at the west curbline of Nelson Avenue, west for a distance of +/- 30 feet
West Cherry Street	South	Starting at a point +/- 100 feet west of the west curbline of Broadway, west to the east curbline of Frederick Place
West Cherry Street	South	Starting at the east curbline of Division Avenue, east for a distance of +/- 30 feet
West Cherry Street	South	Starting at the west curbline of Division Avenue, west for a distance of +/- 30 feet
West Cherry Street	South	Starting at the west curbline of Frederick Place, west to the east curbline of Jerusalem Avenue
West Cherry Street	South	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
West Cherry Street	South	Starting at the east curbline of Nelson Avenue, west for a distance of +/- 30 feet
West Cherry Street	South	Starting at a point at the west curbline of Nelson Avenue, west for a distance of +/- 35 feet
West John Street Center Mall	North and South	Starting at a point opposite the west curbline of William Street, west to a point opposite the east curbline of Strong Street
West John Street	North	Starting at the east curbline of Burns Avenue, east for a distance of +/- 30 feet
West John Street	North	Starting at the west curbline of Burns Avenue, west for a distance of +/- 46 feet
West John Street	North	Starting at the east curbline of Cantiague Road, east to the west curbline of the exit from Cantiague Park
West John Street	North	Starting at the east curbline of Gardner Avenue, east for a distance of +/- 50 feet
West John Street	North	Starting at the west curbline of Gardner Avenue, west for a distance of +/- 255 feet
West John Street	North	Starting at a point +/- 145 feet west of the west curbline of Kuhl Avenue, west to the east curbline of Cantiague Park entrance
West John Street	North	Starting at a point opposite the west curbline of Marion Place, east for a distance of +/- 220 feet
West John Street	North	Starting at the east curbline of Milton Street, east to the west curbline of the entrance to the Mid Island Plaza
West John Street	North	Starting at the west curbline of Milton Street, west for a distance of +/- 30 feet
West John Street	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 60 feet
West John Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 46 feet
West John Street	North	Starting at the west curbline of Strong Street, west for a distance of +/- 30 feet
West John Street	North	Starting at the west curbline of William Street, west for a distance of +/- 28 feet
West John Street	South	Starting at the west curbline of Alpha Plaza, west for a distance of +/- 620 feet

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Street	Side	Location
West John Street	South	Starting at the west curbline of Engel Street, west for a distance of +/- 50 feet
West John Street	South	Starting at a point opposite a point +/- 15 feet west of the east curbline of Gardner Avenue, west for a distance of +/- 360 feet
West John Street	South	Starting at the west curbline of Holman Boulevard, west for a distance of +/- 35 feet
West John Street	South	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Newbridge Road (Route 106), a distance of +/- 335 feet
West John Street	South	Starting at the west curbline of Lombardy Street, west to the east curbline of Alpha Plaza
West John Street	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 60 feet
West John Street	South	Starting at the west curbline of North Broadway, west to a point +/- 60 feet east of the east curbline of Newbridge Road
West John Street	South	Starting at the Town of Oyster Bay line, east to the west curbline of Charlotte Avenue
West John Street	South	Starting at the east curbline of West Barclay Street, east to the west curbline of Marion Place
West John Street	South	Starting at the west curbline of West Barclay Street, west for a distance of +/- 485 feet
West Marie Street	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 60 feet
West Marie Street	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 50 feet
West Marie Street	North	Starting at the east curbline of Nelson Avenue, east for a distance of +/- 30 feet
West Marie Street	North	Starting at the west curbline of Nelson Avenue, west to the east curbline of Newbridge Road
West Marie Street	North	Starting at the east curbline of Underhill Avenue, east for a distance of +/- 30 feet
West Marie Street	South	Starting at the south curbline of Broadway, west for a distance of +/- 40 feet
West Marie Street	South	Starting at the east curbline of Division Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
West Marie Street	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 45 feet
West Marie Street	South	Starting at the east curbline of Nelson Avenue, east to the west curbline of Division Avenue
West Marie Street	South	Starting at the west curbline of Nelson Avenue, west to the east curbline of Newbridge Road
West Marie Street	South	Starting at the east curbline of Underhill Avenue, east for a distance of +/- 30 feet
West Nicholai Street	East	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 25 feet
West Nicholai Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 73 feet
West Nicholai Street	North	Starting at the east curbline of Division Avenue, east for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the west curbline of Division Avenue, west for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the east curbline of Morgan Street, east for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the west curbline of Morgan Street, west for a distance of +/- 30 feet
West Nicholai Street	North	Starting at the east curbline of Nelson Avenue, east for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Nicholai Street	South	Starting at the east curbline of Division Avenue, east for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the west curbline of Division Avenue, west for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the east curbline of Jerusalem Avenue, east for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
West Nicholai Street	South	Starting at the east curbline of Morgan Street, east for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the west curbline of Morgan Street, west for a distance of +/- 30 feet
West Nicholai Street	South	Starting at the east curbline of Nelson Avenue, east for a distance of +/- 30 feet
West Nicholai Street	West	Starting at the south curbline of Duffy Avenue, south for a distance of +/- 25 feet
West Street	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
West Street	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 30 feet
Willet Avenue	North	Starting at the east curbline of Bethpage Road, east for a distance of +/- 95 feet
Willet Avenue	North	Starting at the east curbline of Peachtree Lane, east for a distance of +/- 30 feet
Willet Avenue	North	Starting at the west curbline of Peachtree Lane, west for a distance of +/- 30 feet
Willet Avenue	South	Starting at the east curbline of Bethpage Road, east for a distance of +/- 25 feet
William Street	East	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
William Street	West	Starting at the most southerly curbline of the Mid-Island Plaza Parking Field, south for a distance of +/- 24 feet
William Street	West	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
Willoughby Avenue	South	Starting at the west curbline of Foran Place, west for a distance of +/- 30 feet
Winding Road	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 30 feet
Winding Road	South	Starting at the west curbline of Marginal Road, west for a distance of +/- 100 feet
Winding Road	Southwest	Starting at the extended west curbline of Jerusalem Avenue, west to a point +/- 45 feet west of said extended curbline

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Street	Side	Location
Winding Road Service Road	West	Starting at the extended south curbline of Winding Road, south to a point +/- 35 feet south of said extended curbline
Winter Lane	North	Starting at the east curbline of Cherry Lane, east for a distance of +/- 90 feet
Winter Lane	South	Starting at the east curbline of Cherry Lane, east for a distance of +/- 50 feet
Winter Lane	South	Starting at the west curbline of Meeting Lane, west for a distance of +/- 40 feet
Woodbury Road	East	Starting at the north curbline of Ardsley Gate to the south curbline of Haverford Road
Woodbury Road	North	Starting at the east curbline of Bay Avenue, east for a distance of +/- 156 feet
Woodbury Road	North	Starting at the east curbline of Bethpage Road, east for a distance of +/- 250 feet
Woodbury Road [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at the east curbline of Crescent Street, east for a distance of +/- 75 feet
Woodbury Road [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at the west curbline of Crescent Street, west for a distance of +/- 40 feet
Woodbury Road	North	Starting at the east curbline of East End Avenue, east for a distance of +/- 36 feet
Woodbury Road	North	Starting at the east curbline of Max Avenue, east for a distance of +/- 40 feet
Woodbury Road	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 100 feet
Woodbury Road	South	Starting at the east curbline of Cedar Street, east for a distance of +/- 50 feet
Woodbury Road	South	Starting at the east curbline of Centre Street, east to the west curbline of East Street
Woodbury Road	South	Starting at the east curbline of Cliff Drive, east for a distance of +/- 30 feet
Woodbury Road	South	Starting at the west curbline of Cliff Drive west for a distance of +/- 67 feet

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Street	Side	Location
Woodbury Road	South	Starting at the east curbline of East Street, east to a point directly opposite the east curbline of Wilfred Boulevard
Woodbury Road	South	Starting at the east curbline of Elm Street, east for a distance of +/- 54 feet
Woodbury Road	South	Starting at the east curbline of Fountain Street, east to the west curbline of Pierce Street
Woodbury Road	South	Starting at the east curbline of Harding Avenue, east to the west curbline of Fountain Street
Woodbury Road	South	Starting at the west curbline of Harding Avenue, west for a distance of +/- 98 feet
Woodbury Road	South	Starting at the east curbline of Park Avenue, east for a distance of +/- 120 feet
Woodbury Road	South	Starting at the west curbline of Park Avenue, west for a distance of +/- 40 feet
Woodbury Road	South	Starting at the west curbline of South Oyster Bay Road, west to the east curbline of Haverford Road
Woodbury Road	South	Starting at the east curbline of West Street, east to the west curbline of Centre Street
Woodbury Road	South	Starting at a point +/- 70 feet west of the west curbline of West Street, west to the east curbline of Pierce Street
Wyckoff Street	East	Starting at the south curbline of James Street, south for a distance of +/- 50 feet
Wyckoff Street	East	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet
Wyckoff Street	East	Starting at the south curbline of West John Street, south for a distance of +/- 56 feet
Wyckoff Street	West	Starting at the south curbline of James Street, south for a distance of +/- 50 feet
Wyckoff Street	West	Starting at the north curbline of West John Street, north for a distance of +/- 50 feet

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Street	Side	Location
Sixteenth Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 114 feet
Seventeenth Street	North	Starting at a point +/- 100 feet west of the west curbline of North Broadway, west for a distance of +/- 178 feet
Seventeenth Street	South	Starting at the west curbline of Valerie Avenue, west for a distance of +/- 30 feet
Twentieth Street	East	Starting at the north curbline of Burke Avenue, north for a distance of +/- 30 feet
Twentieth Street	West	Starting at the north curbline of Burke Avenue, north for a distance of +/- 30 feet
Twenty-Second Street	West	Starting at the north curbline of Burke Avenue, north for a distance of +/- 25 feet
Twenty-Third Street	West	Starting at the south curbline of Scott Avenue, south for a distance of +/- 30 feet
Aberdeen Road	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 180 feet
Aberdeen Road	North	Starting at the west curbline of Harwick Road, north for a distance of +/- 50 feet
Aberdeen Road	South	Starting at the west curbline of Harwick Road, north for a distance of +/- 50 feet
Aberdeen Road	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 50 feet
Barbara Lane	East	Starting at the south curbline of Terry Lane, south for a distance of +/- 30 feet
Barbara Lane	West	Starting at the south curbline of Terry Lane, south for a distance of +/- 30 feet
Birchwood Park Drive	North	Starting at the west curbline of Robbins Lane, west for a distance of +/- 30 feet
Birchwood Park Drive	South	Starting at the west curbline of Robbins Lane, west for a distance of +/- 50 feet
Brush Hollow Road	East	Starting at the north curbline of Montrose Road, north to the south curbline of Cantiague Rock Road
Brush Hollow Road	East	Starting at a point +/- 94 feet south of the south curbline of Ruby Lane, south for a distance of +/- 100 feet

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Street	Side	Location
Brush Hollow Road	East	Starting at the north curbline of Shames drive, north to the south curbline of Montrose Road
Brush Hollow Road	East	Starting at the Town of Oyster Bay line, north to the east curbline of Shames Drive
Brush Hollow Road	West	Starting at the north curbline of Ruby Lane, north to the curbline of Westwood Drive
Brush Hollow Road	West	Starting at the north curbline of Westwood Drive, north to Jericho Turnpike
Brush Hollow Road	West	Starting at the north curbline of Westwood Drive, north for a distance of +/- 100 feet
Brush Hollow Road	West	Starting at the south curbline of Westwood Drive, south for a distance of +/- 100 feet
Brush Hollow Road	West	Starting at the Town of Oyster Bay line, north to the south curbline of Ruby Lane
Burke Avenue	North	Starting at the west curbline of Eighteenth Street, west for a distance of +/- 50 feet
Burke Avenue	North	Starting at the east curbline of Twentieth Street, east for a distance of +/- 30 feet
Burke Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 50 feet
Burke Avenue	South	Starting at the west curbline of Twenty-Second Street, west for a distance of +/- 30 feet
Burke Avenue	South	Starting at the west curbline of Twenty-Second Street, west for a distance of +/- 30 feet
Cantiague Lane	West	Starting at a point opposite the north curbline of Cedar Road, south for a distance of +/- 80 feet
Cantiague Road	North	Starting at the east curbline of Brush Hollow Road, east for a distance of +/- 76 feet
Cantiague Road	South	Starting at the east curbline of Brush Hollow Road, east for a distance of +/- 60 feet
Cantiague Rock Road	East	Starting at the south curbline of Fams Court, south to the north curbline of Neubrech Court
Cantiague Rock Road	East	Starting at the south curbline of Jericho Turnpike, south to the north curbline of Saratoga Drive
Cantiague Rock Road	East	Starting at the south curbline of Neubrech Court, south to the southern end of the Northern State Parkway overpass

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Street	Side	Location
Cantiague Rock Road	East	Starting at the south curbline of Saratoga Drive, south to the north curbline of Fams Court
Cantiague Rock Road	West	Starting at the south curbline of Brush Hollow Road, south to the southern end of the Northern State Parkway overpass
Columbia Drive	South	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
Garden Place	South	Starting at a point +/- 88 feet east of the east curbline of Michelle Drive, east for a distance of +/- 177 feet
Halsey Avenue	South	Starting at the east curbline of Key Place, east for a distance of +/- 30 feet
Harwick Road	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 86 feet
Harwick Road	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 108 feet
Leahy Street	East	Starting at the north curbline of Marginal Road, north for a distance of +/- 50 feet
Manhattan Drive	East	Starting at a point opposite the north curbline of Manhattan Court West, south for a distance of +/- 50 feet
Manhattan Drive	North	Starting at the west curbline of Route 106/107, west for a distance of +/- 108 feet
Manhattan Drive	South	Starting at the west curbline of Route 106/107, west for a distance of +/- 60 feet
Merry Lane	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 210 feet
Merry Lane	East	Starting at a point +/- 260 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 90 feet
Merry Lane	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 300 feet
Montrose Road	North	Starting at the east curbline of Brush Hollow Road, east for a distance of +/- 70 feet
Niagara Drive	East	Starting at the north curbline of Orange Drive, north for a distance of +/- 30 feet
Niagara Drive	East	Starting at the south curbline of Orange Drive, south for a distance of +/- 30 feet

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Street	Side	Location
Niagara Drive	East	Starting at the north curbline of Saratoga Drive, north for a distance of +/- 40 feet
Niagara Drive	West	Starting at the north curbline of Saratoga Drive, north for a distance of +/- 50 feet
North Marginal Road	North	Starting at the west curbline of Broadway (Route 106/107), west to the east curbline of Key Place
Old Cantiague Rock Road	South	Starting at a point +/- 342 feet west of the west curbline of Cantiague Rock Road northwest for a distance of +/- 56 feet
Orange Drive	North	Starting at the east curbline of Niagara Drive, east for a distance of +/- 30 feet
Orange Drive	South	Starting at the east curbline of Niagara Drive, east for a distance of +/- 30 feet
Rockland Drive	West	Starting at the south curbline of the south service road of the Long Island Expressway, south for a distance of +/- 46 feet
Roxbury Road	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 116 feet
Roxbury Road	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 112 feet
Saratoga Drive	North	Starting at the west curbline of Niagara Drive, west for a distance of +/- 40 feet
Saratoga Drive	South	Starting at the west curbline of Niagara Drive, west for a distance of +/- 40 feet
Scott Avenue	North	Starting at the west curbline of Eighteenth Street, west to the east curbline of North Broadway (NY Route 106/107)
Scott Avenue	South	Starting at the west curbline of Eighteenth Street, west to the east curbline of North Broadway (NY Route 106/107)
Scott Avenue	South	Starting at the west curbline of Twenty-Third Street, west for a distance of +/- 30 feet
Shames Drive		On inner curbline of loop, starting at the northeast corner of inner curbline of the Shames Drive Loop, south east, north and west to the point of beginning
South Marginal Road	South	Starting at the east curbline of Cantiague Rock Road, east for a distance of +/- 800 feet

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Street	Side	Location
South Marginal Road	South	Starting at the east curbline of Livingston Avenue, east for a distance of +/- 125 feet
South Service Road of the Long Island Expressway	North	Starting at the west curbline of Jericho Turnpike, west for a distance of +/- 2,990 feet
South Service Road of the Long Island Expressway	South	Starting at the west curbline of Jericho Turnpike, west for a distance of +/- 2,990 feet
Store Hill Road (North Service Road, Long Island Expressway)	North	Starting at the junction of Store Hill Road and Jericho Turnpike, east to the Old Westbury Village Line
Sullivan Drive	North	Starting at the west curbline of Rockland Drive, west for a distance of +/- 25 feet
Sullivan Drive	South	Starting at the east curbline of Craig Street, east for a distance of +/- 55 feet
Sullivan Drive	South	Starting at the west curbline of Craig Street, west for a distance of +/- 70 feet
Sullivan Drive	South	Starting at the west curbline of Rockland Drive, west for a distance of +/- 25 feet
Terry Lane	South	Starting at the east curbline of Barbara Lane, east for a distance of +/- 30 feet
Terry Lane	South	Starting at the west curbline of Barbara Lane, west for a distance of +/- 30 feet
Tioga Drive	South	Starting at the west curbline of Lewis Avenue, west for a distance of +/- 40 feet
Valerie Avenue	West	Starting at the south curbline of Seventeenth Street, south for a distance of +/- 30 feet
Valerie Street	East	Starting at the north curbline of Sixteenth Street, north for a distance of +/- 316 feet

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Street	Side	Location
First Avenue	South	Starting at the west curbline of Eleventh Street, west for a distance of +/- 50 feet
Second Avenue	North	Starting at the east curbline of Twelfth Street, east for a distance of +/- 30 feet
Second Street	East	Starting at the north curbline of Cross Street, north for a distance of +/- 25 feet
Second Street	West	Starting at the north curbline of Cross Street, north for a distance of +/- 25 feet
Fourth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Fourth Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
South Fourth Street	West	Starting at the south curbline of Forest Avenue, south for a distance of +/- 60 feet
Fifth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 50 feet
Fifth Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 25 feet
South Fifth Street	East	Starting at the south curbline of Forest Avenue, south for a distance of +/- 48 feet
Sixth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Sixth Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
South Sixth Street	East	Starting at the south curbline of Forest Avenue, south for a distance of +/- 60 feet
South Sixth Street	West	Starting at the south curbline of Forest Avenue, south for a distance of +/- 60 feet
Ninth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Eleventh Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Eleventh Street	West	Starting at the north curbline of First Avenue, north for a distance of +/- 30 feet
Eleventh Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet

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Street	Side	Location
Twelfth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Twelfth Street	East	Starting at the south curbline of Second Street, south for a distance of +/- 60 feet
Twelfth Street	West	Starting at the north curbline of Forest Avenue, north or a distance of +/- 30 feet
Thirteenth Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 154 feet
Thirteenth Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 154 feet
Fourteenth Street	East	Starting at the north curbline of Forest Avenue, for a distance of +/- 50 feet
Alberta Place	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Alberta Place	South	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Ash Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 50 feet
Ash Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 50 feet
Avenue B	East	Starting at the north curbline of Second Avenue, north for a distance of +/- 30 feet
Avenue B	West	Starting at the north curbline of Second Avenue, north for a distance of +/- 30 feet
Bayville Avenue	North	Starting at the Lattingtown Village Line, east to the Bayville Village Line
Bayville Avenue	South	Starting at the Lattingtown Village Line, east to the Bayville Village Line
Bayville Road	East	Starting at the south curbline of Maple Avenue, south to the north curbline of Midway Avenue
Bayville Road	East	Starting at the south curbline of Midway Avenue, south to the north curbline of Valley Avenue
Bayville Road	East	Starting at a point opposite the south curbline of Ryefield Road, south to the north curbline of Maple Avenue
Bayville Road	East	Starting at the south curbline of Valley Avenue, south for a distance of +/- 300 feet

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Street	Side	Location
Bayville Road	West	Starting at the north curbline of Buckram Road, north for a distance of +/- 150 feet
Bayville Road	West	Starting at a point +/- 200 feet north of the north curbline of Buckram Road, north to the south curbline of Fox Ridge Lane
Bella Vista Street	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Bella Vista Street	South	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Birch Hill Road	East	Starting at the north curbline of Davis Street, south for a distance of +/- 30 feet
Birch Hill Road	East	Starting at the south curbline of Davis Street, south for a distance of +/- 30 feet
Birch Hill Road	East	Starting at the north curbline of Forest Avenue (Buckram Road), north for a distance of +/- 30 feet
Birch Hill Road	East	Starting at a point opposite the north curbline of Katherine Street, north to the Inc. Village of Lattingtown Line
Birch Hill Road	East	Starting at the north curbline of Underhill Avenue, north for a distance of +/- 205 feet
Birch Hill Road	East	Starting at the south curbline of Underhill Avenue, north for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the south curbline of Bella Vista Street, south for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the south curbline of Cherry Street, south for a distance of +/- 85 feet
Birch Hill Road	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the north curbline of Katherine Street, north for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the north curbline of Katherine Street, north to the Inc. Village of Lattingtown Line
Birch Hill Road	West	Starting at the south curbline of Katherine Street, south for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the north curbline of Riggs Place, north for a distance of +/- 30 feet

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Street	Side	Location
Birch Hill Road	West	Starting at the south curbline of Riggs Place, south for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the north curbline of Soundview Place, north for a distance of +/- 30 feet
Birch Hill Road	West	Starting at the south curbline of Soundview Place, south for a distance of +/- 35 feet
Birch Street	East	Starting at the south curbline of Cherry Street, south for a distance of +/- 25 feet
Birch Street	East	Starting at the north curbline of Forest Avenue, north for a distance of +/- 50 feet
Birch Street	West	Starting at the north curbline of Forest Avenue, north for a distance of +/- 25 feet
Buckram Road	North	Starting at the west curbline of Bayville Road, west to the east curbline of the Knolls
Buckram Road	North	Starting at the east curbline of Locust Place (Chestnut Street), east to the west curbline of Edgewood Place
Buckram Road	North	Starting at the west curbline of Locust Place, west for a distance of +/- 30 feet
Buckram Road	South	Starting at a point opposite the east curbline of Bayville Road, west for a distance of +/- 118 feet
Buckram Road	South	Starting at a point opposite the east curbline of Locust Place (Chestnut Street), east to the west curbline of Town Cocks Lane
Cherry Street	South	Starting at the east curbline of Ash Street, east for a distance of +/- 60 feet
Cherry Street	South	Starting at the west curbline of Birch Street, west for a distance of +/- 86 feet
Cocks Lane	North	Starting at the east curbline of Oyster Bay Road, east for a distance of +/- 30 feet
Cross Street	North	Starting at the east curbline of Second Street, east for a distance of +/- 25 feet
Cross Street	North	Starting at the west curbline of Second Street, west for a distance of +/- 75 feet
Davis Street	South	Starting at the west curbline of Baldwin Avenue, west for a distance of +/- 30 feet
Davis Street	South	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 30 feet

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Street	Side	Location
Dogwood Lane	East	Starting at a point +/- 500 feet north of the north curbline of Oyster Bay Road, north to a point opposite the south curbline of Shu Swamp Road
Dogwood Lane	South	Starting at the east curbline of Oyster Bay Road, east following the curvature of the roadway to the south curbline of Shu Swamp Road
Dogwood Lane	West	Starting at the south curbline of Shu Swamp Road, south following the curvature of the roadway to the east curbline of Oyster Bay Road
Elm Street	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 24 feet
Elm Street	North	Starting at the west curbline of the west spur of Weir Lane, east to the west curbline of the east spur of Weir Lane
Elm Street	South	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 36 feet
Forest Avenue	North	Starting at the east curbline of Fourth Street, east for a distance of +/- 30 feet
Forest Avenue	North	Starting at the east curbline of Fifth Street, east for a distance of +/- 25 feet
Forest Avenue	North	Starting at the west curbline of Fifth Street, west to a point opposite the east curbline of South Sixth Street (+/- 88 feet)
Forest Avenue	North	Starting at the east curbline of Sixth Street, east for a distance of +/- 50 feet
Forest Avenue	North	Starting at the east curbline of Ninth Street, east for a distance of +/- 30 feet
Forest Avenue	North	Starting at the west curbline of Ninth Street, west for a distance of +/- 30 feet
Forest Avenue	North	Starting at the east curbline of Twelfth Street, east for a distance of +/- 30 feet
Forest Avenue	North	Starting at the west curbline of Twelfth Street, west for a distance of +/- 30 feet
Forest Avenue	North	Starting at the east curbline of Thirteenth Street, east for a distance of +/- 30 feet
Forest Avenue	North	Starting at the west curbline of Thirteenth Street, westerly for a distance of +/- 30 feet

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Street	Side	Location
Forest Avenue	North	Starting at the east curbline of Fourteenth Street, east for a distance of +/- 50 feet
Forest Avenue	North	Starting at the west curbline of Fourteenth Street, west for a distance of +/- 50 feet
Forest Avenue	North	Starting at the east curbline of Ash Street, east for a distance of +/- 30 feet
Forest Avenue	North	Starting at the west curbline of Ash Street, west for a distance of +/- 62 feet
Forest Avenue	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 60 feet
Forest Avenue	North	Starting at the west curbline of Birch Street, west for a distance of +/- 20 feet
Forest Avenue	South	Starting at the west curbline of South Fourth Street, west for a distance of +/- 35 feet
Forest Avenue	South	Starting at the east curbline of South Fifth Street, east for a distance of +/- 30 feet
Forest Avenue	South	Starting at the west curbline of South Fifth Street, west for a distance of +/- 30 feet
Forest Avenue	South	Starting at the east curbline of South Sixth Street, east for a distance of +/- 25 feet
Forest Avenue	South	Starting at the west curbline of South Sixth Street, west for a distance of +/- 121 feet
Forest Avenue	South	Starting at a point opposite the east curbline of Ash Street, west for a distance of +/- 25 feet
Forest Avenue	South	Starting at a point opposite the west curbline of Birch Street, west for a distance of +/- 55 feet
Forest Avenue	South	Starting at the east curbline of Club Road, east for a distance of +/- 50 feet
Forest Avenue	South	Starting at the east curbline of Nassau Road, east for a distance of +/- 25 feet
Forest Avenue	South	Starting at the east curbline of Wier Lane, east for a distance of +/- 266 feet
Hernan Avenue	North	Starting at the east curbline of Bayville Road, east for a distance of +/- 30 feet
Hernan Avenue	South	Starting at the east curbline of Bayville Road, east for a distance of +/- 30 feet

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Street	Side	Location
High Street	East	Starting at the south curbline of Riggs Place, south for a distance of +/- 60 feet
High Street	East	Starting at the north curbline of Soundview Avenue, north for a distance of +/- 30 feet
High Street	East	Starting at the south curbline of Soundview Avenue, south for a distance of +/- 30 feet
Kaintuck Lane	North	Starting at the east curbline of Oyster Bay Road (Buckram Road), east to Long Island Railroad Right-of-Way
Kaintuck Lane	South	Starting at the east curbline of Oyster Bay Road (Buckram Road), east to Long Island Railroad Right-of-Way
Katherine Street	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Katherine Street	South	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 30 feet
Lindbergh Street	North	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 30 feet
Lindbergh Street	South	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 30 feet
Locust Place	East	Starting at the north curbline of Buckram Road, north for a distance of +/- 30 feet
Locust Place	West	Starting at the north curbline of Buckram Road, north for a distance of +/- 30 feet
Michael F Street	North	Starting at the east curbline of Bayville Avenue, east for a distance of +/- 75 feet
Oyster Bay Road	East	Starting at the south curbline of Cocks Lane, southerly for a distance of +/- 50 feet
Oyster Bay Road	North	Starting at the north boundary line of the Village of Matinecock, northwest for a distance of +/- 126 feet
Oyster Bay Road	South	Starting at the north boundary line of the Village of Matinecock, northwest for a distance of +/- 152 feet
Soundview Avenue	North	Starting at the east curbline of High Street, east for a distance of +/- 34 feet
Soundview Avenue	South	Starting at the east curbline of High Street, east for a distance of +/- 30 feet

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Street	Side	Location
Underhill Avenue	North	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 40 feet
Underhill Avenue	South	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 30 feet
Valley Avenue	North	Starting at the east curbline of Bayville Road, east for a distance of +/- 60 feet
Valley Avenue	South	Starting at the east curbline of Bayville Road, east for a distance of +/- 60 feet
Weir Lane	West	Starting at the south curbline of Forest Avenue, south for a distance of +/- 107 feet
Weir Lane (east spur)	West	Starting at the north curbline of Elm Street, north for a distance of +/- 80 feet
Weir Lane (west spur)	West	Starting at the west curbline of Weir Lane, south to the north curbline of Elm Street
West End Avenue	South	Starting at the west curbline of Fourteenth Street, west for a distance of +/- 30 feet

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Street	Side	Location
Adam Road West	South	Starting at a point +/- 180 feet west of the west curbline of Biltmore Boulevard, west then south for a distance of +/- 120 feet
Algonquin Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 35 feet
Algonquin Avenue	East	Starting at a point +/- 35 feet south of the curbline of Merrick Road, south to the north curbline of South Merrick Road
Algonquin Avenue	East	Starting at the south curbline of South Merrick Road, south for a distance of +/- 30 feet
Algonquin Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 30 feet
Algonquin Avenue	West	Starting at the north curbline of South Merrick Road, north for a distance of +/- 42 feet
Algonquin Avenue	West	Starting at the south curbline of South Merrick Road, south for a distance of +/- 30 feet

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Street	Side	Location
Alhambra Road	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 50 feet
Alhambra Road	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 50 feet
Amherst Drive	South	Starting at a point +/- 212 feet west of the west curbline of Brookline Drive, west for a distance of +/- 20 feet
Apian Lane	North	Starting at the east curbline of Unqua Road, east for a distance of +/- 30 feet
Argonne Place	South	Starting at the south curbline of South Merrick Road, southeasterly for a distance of +/- 30 feet
Arlyn Drive	South	Starting at the east curbline of Arlyn Drive West, east for a distance of +/- 55 feet
Arlyn Drive West	East	Starting at the south curbline of Arlyn Drive, south for a distance of +/- 30 feet
Arlyn Drive West	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Arlyn Drive West	West	Starting at the south curbline of Brendan Avenue, south for a distance of +/- 30 feet
Arlyn Drive West	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Baltimore Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 40 feet
Baltimore Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Baltimore Avenue	North	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Baltimore Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 40 feet
Baltimore Avenue	North	Starting at the east curbline of Ocean Avenue, east for a distance of +/- 30 feet
Baltimore Avenue	North	Starting at the east curbline of Route 107, east for a distance of +/- 30 feet
Baltimore Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 40 feet
Baltimore Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet

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Street	Side	Location
Baltimore Avenue	South	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Baltimore Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 40 feet
Baltimore Avenue	South	Starting at a point opposite the west curbline of Ocean Avenue, east for a distance of +/- 218 feet
Baltimore Avenue	South	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 30 feet
Baltimore Avenue	South	Starting at the east curbline of Route 107, east for a distance of +/- 30 feet
Bayview Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 56 feet
Bayview Avenue	East	Starting at the north curbline of William Street, north for a distance of +/- 30 feet
Bayview Avenue	East	Starting at the south curbline of William Street, south for a distance of +/- 30 feet
Bayview Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 55 feet
Beach Road	East	Starting at the north curbline of the cul-de-sac, east following the curvature of the cul-de-sac for a distance of +/- 230 feet
Berkshire Place	North	Starting at the east curbline of Lincoln Avenue, east for a distance of +/- 30 feet
Berkshire Place	North	Starting at the west curbline of Lincoln Avenue, west for a distance of +/- 40 feet
Berkshire Place	North	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 30 feet
Berkshire Place	South	Starting at the east curbline of Lincoln Avenue, east for a distance of +/- 30 feet
Berkshire Place	South	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 30 feet
Beverly Road	East	Starting at the north curbline of Fairview Road, north for a distance of +/- 30 feet
Beverly Road	East	Starting at the south curbline of Fairview Road, south for a distance of +/- 30 feet
Biltmore Boulevard	East	Starting at the south curbline of Hampton Boulevard, south for a distance of +/- 50 feet

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Street	Side	Location
Biltmore Boulevard	East	Starting at the south curbline of Lagoon Boulevard south then easterly for a distance of +/- 75 feet
Biltmore Boulevard	South	Starting at the east curbline of south spur of Biltmore Boulevard then easterly for a distance of +/- 30 feet
Biltmore Boulevard		At its intersection with Hampton Boulevard, on all three sides of the traffic island
Block Boulevard	East	Starting at the north curbline of Bertha Lane, north for a distance of +/- 40 feet
Block Boulevard	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 40 feet
Block Boulevard	East	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 150 feet
Block Boulevard	West	Starting at the north curbline of Harmony Drive, north to the south curbline of Sunrise Highway
Block Boulevard	West	Starting at the south curbline of Harmony Drive, south for a distance of +/- 40 feet
Block Boulevard	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 40 feet
Block Boulevard	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 150 feet
Boston Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Boston Avenue	North	Starting at a point +/- 224 feet west of the west curbline of Broadway, west for a distance of +/- 67 feet
Boston Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Boston Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 35 feet
Boston Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Boston Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Boundary Avenue	North	Starting at the west curbline of Cheryl Lane, west for a distance of +/- 60 feet
Boundary Avenue	North	Starting at the west curbline of Elizabeth Drive, west for a distance of +/- 30 feet

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Street	Side	Location
Boundary Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Lenore Lane, east for a distance of +/- 364 feet
Boundary Avenue	North	Starting at the west curbline of Lenore Lane, west for a distance of +/- 60 feet
Boundary Avenue	North	Starting at the west curbline of Marlon Avenue, west for a distance of +/- 60 feet
Boundary Avenue	North	Starting at a point opposite the east curbline of Mohawk Drive, east for a distance of +/- 100 feet
Boundary Avenue	North	Starting at the west curbline of the school driveway, west for a distance of +/- 50 feet
Boundary Avenue	North	Starting at the east curbline of South Brittany Drive, east for a distance of +/- 65 feet
Boundary Avenue	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 280 feet
Boundary Avenue	North	Starting at a point +/- 380 feet east of the east curbline of Stewart Avenue, easterly for a distance of +/- 46 feet
Boundary Avenue	North	Starting at the west curbline of Tulip Drive, west for a distance of +/- 60 feet
Boundary Avenue	South	Starting at the east curbline of East Service Road, east for a distance of +/- 100 feet
Boundary Avenue	South	Starting at a point +/- 10 feet east of a point opposite the east curbline of Lenore Lane, west for a distance of +/- 60 feet
Boundary Avenue	South	Starting at the east curbline of Mohawk Drive, east for a distance of +/- 60 feet
Boundary Avenue	South	Starting at the west curbline of Mohawk Drive, west for a distance of +/- 55 feet
Boundary Avenue	South	Starting at the east curbline of North Baldwin Drive, east for a distance of +/- 60 feet
Boundary Avenue	South	Starting at the west curbline of North Baldwin Drive, west for a distance of +/- 30 feet
Boundary Avenue	South	Starting at the east curbline of North Bleeker Drive, east for a distance of +/- 60 feet
Boundary Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 154 feet

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Street	Side	Location
Boundary Avenue	South	Starting at the east curbline of North Woodward Drive, east for a distance of +/- 70 feet
Boundary Avenue	South	Starting at a point opposite a point +/- 380 feet east of the east curbline of Stewart Avenue, easterly for a distance of +/- 46 feet
Brendan Avenue	North	Starting at the north curbline of Brendan Avenue, northerly for a distance of +/- 30 feet
Brendan Avenue	North	Starting at the west curbline of Brendan Avenue, westerly for a distance of +/- 30 feet
Brendan Avenue	South	Starting at the west curbline of Arlyn Drive West, westerly for a distance of +/- 70 feet
Briarwood Road	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 50 feet
Briarwood Road	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 50 feet
Broadway	East	Starting at the south curbline of Baltimore Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Boston Avenue, north for a distance of +/- 20 feet
Broadway	East	Starting at the south curbline of Boston Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Chicago Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Chicago Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Clark Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Commonwealth Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Connecticut Avenue, south for a distance of +/- 60 feet
Broadway	East	Starting at the south curbline of Euclid Avenue, south for a distance of +/- 40 feet
Broadway	East	Starting at the north curbline of Hamilton Avenue, north for a distance of +/- 65 feet
Broadway	East	Starting at the south curbline of Hamilton Avenue, south for a distance of +/- 26 feet

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Street	Side	Location
Broadway	East	Starting at the north curbline of Jerusalem Avenue, north for a distance of +/- 40 feet
Broadway	East	Starting at the north curbline of Massachusetts Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of New Hampshire Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of New Hampshire Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of New York Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of New York Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of North Delaware Avenue, north for a distance of +/- 46 feet
Broadway	East	Starting at the north curbline of North Detroit Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of North Detroit Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of North Hawthorne Street, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of North Hawthorne Street, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of North Idaho Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of North Linden Street, south for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of North Manhattan Avenue, south for a distance of +/- 20 feet
Broadway	East	Starting at a point +/- 20 feet south of the south curbline of North Manhattan Avenue, south for a distance of +/- 173 feet
Broadway	East	Starting at the south curbline of North Suffolk Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Ohio Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Ohio Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
Broadway	East	Starting at the south curbline of Ontario Avenue, south for a distance of +/- 68 feet
Broadway	East	Starting at the south curbline of Park Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Park Hill Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Park Hill Avenue, south for a distance of +/- 40 feet
Broadway	East	Starting at the north curbline of Pennsylvania Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Pennsylvania Avenue, south for a distance of +/- 40 feet
Broadway	East	Starting at the south curbline of Pittsburg Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at Rhode Island Avenue, north for a distance of +/- 50 feet
Broadway	East	Starting at Rhode Island Avenue, south for a distance of +/- 50 feet
Broadway	East	Starting at the south curbline of Sunrise Highway, south to the north curbline of Berkshire Place
Broadway	East	Starting at the north curbline of Toronto Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Toronto Avenue, south for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 100 feet
Broadway	East	Starting at the south curbline of Veterans Boulevard, north for a distance of +/- 30 feet
Broadway	East	Starting at the north curbline of Wisconsin Avenue, north for a distance of +/- 30 feet
Broadway	East	Starting at the south curbline of Wisconsin Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Baltimore Avenue, north for a distance of +/- 50 feet
Broadway	West	Starting at the north curbline of Boston Avenue, north for a distance of +/- 30 feet

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Street	Side	Location
Broadway	West	Starting at the south curbline of Boston Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Chicago Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Clark Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Cleveland Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Cleveland Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Commonwealth Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Commonwealth Avenue, south for a distance of +/- 34 feet
Broadway	West	Starting at the north curbline of Connecticut Avenue, north for a distance of +/- 40 feet
Broadway	West	Starting at the south curbline of Connecticut Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Hamilton Avenue, north for a distance of +/- 114 feet
Broadway	West	Starting at the south curbline of Hamilton Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the triangle of Hicksville Road and Broadway, north for a distance of +/- 116 feet
Broadway	West	Starting at the north curbline of Massachusetts Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Massachusetts Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of New Hampshire Avenue, north for a distance of +/- 37 feet
Broadway	West	Starting at the south curbline of New Hampshire Avenue, south for a distance of +/- 20 feet
Broadway	West	Starting at the north curbline of New York Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Manhattan Avenue, south for a distance of +/- 140 feet

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Street	Side	Location
Broadway	West	Starting at the south curbline of North Virginia Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Ontario Avenue, north for a distance of +/- 68 feet
Broadway	West	Starting at the north curbline of Park Hill Avenue, north for a distance of +/- 40 feet
Broadway	West	Starting at the south curbline of Park Hill Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Pennsylvania Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Pittsburgh Avenue, north for a distance of +/- 40 feet
Broadway	West	Starting at the south curbline of Pittsburgh Avenue, south for a distance of +/- 40 feet
Broadway	West	Starting at Rhode Island Avenue, north for a distance of +/- 50 feet
Broadway	West	Starting at Rhode Island Avenue, south for a distance of +/- 20 feet
Broadway	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 372 feet
Broadway	West	Starting at a point +/- 454 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 64 feet
Broadway	West	Starting at the north curbline of Toronto Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at the south curbline of Toronto Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at a point +/- 46 feet south of the south curbline of Veterans Boulevard, south for a distance of +/- 168 feet
Broadway	West	Starting at the south curbline of Wisconsin Avenue, south for a distance of +/- 30 feet
Broadway	West	Starting at the north curbline of Wyoming Avenue, north for a distance of +/- 30 feet
Brookline Drive	East	Starting at the north curbline of North Delaware Avenue, north for a distance of +/- 40 feet

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Street	Side	Location
Brookline Drive	East	Starting at the south curbline of North Delaware Avenue, south for a distance of +/- 40 feet
Brookline Drive	West	Starting at a point +/- 32 feet south of a point opposite the south curbline of North Delaware Avenue, north for a distance of +/- 104 feet
Brooklyn Avenue	North	Starting at the east curbline of Forest Avenue, east for a distance of +/- 30 feet
Brooklyn Avenue	South	Starting at the east curbline of Forest Avenue, east for a distance of +/- 30 feet
Brooklyn Avenue	South	Starting at the west curbline of Forest Avenue, west for a distance of +/- 30 feet
Burton Lane North	South	Starting at the south curbline of Unqua Road, east for a distance of +/- 30 feet
Cambridge Drive	East	Starting at the north curbline of Oxford Road, north for a distance of +/- 35 feet
Cambridge Drive	West	Starting at the south curbline of Lake Shore Drive, south for a distance of +/- 30 feet
Cambridge Drive	West	Starting at a point +/- 64 feet south of the south curbline of Lake Shore Drive, south for a distance of +/- 45 feet
Carman Boulevard	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 150 feet
Carman Boulevard	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 150 feet
Carmans Road	East	Starting at a point +/- 60 feet north of the north curbline of Carmans Gate, north for a distance of +/- 170 feet
Carmans Road	East	Starting at a point opposite the north curbline of Joan Lane, north to a point opposite the southernmost part of the curb cut for the entrance to the "Cameo Condominiums"
Carmans Road	East	Starting at the north curbline of North Gate, north to the south curbline of Carman Gate
Carmans Road	East	Starting at a point located +/- 60 feet north of the north curbline of North Nancy Place, north to the south curbline of South Gate

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Street	Side	Location
Carmans Road	East	Starting at the south curbline of North Nancy Place, south for a distance of +/- 50 feet
Carmans Road	East	Starting at the north curbline of South Gate, north to the south curbline of North Gate
Carmans Road	East	Starting at the north curbline of Sunrise Highway, north for a distance of +/- 425 feet
Carmans Road	West	Starting at a point opposite the north curbline of Carmans Gate, north for a distance of +/- 220 feet
Carmans Road	West	Starting at the north curbline of Cedar Place, north for a distance of +/- 240 feet
Carmans Road	West	Starting at the south curbline of Cedar Place, south to a point opposite the north curbline of North Gate
Carmans Road	West	Starting at the north curbline of Joan Lane, north to the southernmost part of the curb cut for the entrance to the "Cameo Condominiums"
Carmans Road	West	Starting at the north curbline of Linden Street, north for a distance of +/- 50 feet
Carmans Road	West	Starting at the south curbline of Linden Street, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the north curbline of Pittsburgh Avenue, north to the south curbline of Cedar Place
Carmans Road	West	Starting at the north curbline of Pittsburgh Avenue, north for a distance of +/- 312 feet
Carmans Road	West	Starting at the south curbline of Pittsburgh Avenue, south to a point opposite the north curbline of South Gate
Carmans Road	West	Starting at the north curbline of Sunrise Highway, north to the south curbline of Westwood Road South
Carmans Road	West	Starting at a point located +/- 60 feet north of the north curbline of Westwood Road South, north for a distance of +/- 654 feet
Cedar Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Cedar Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Central Avenue	East	Starting at the north curbline of Grand Avenue, north for a distance of +/- 30 feet

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Street	Side	Location
Central Avenue	East	Starting at the south curbline of Grand Avenue, south for a distance of +/- 30 feet
Central Avenue	East	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 40 feet
Central Avenue	East	Starting at the south curbline of Michigan Avenue, south for a distance of +/- 30 feet
Central Avenue	East	Starting at the north curbline of Ohio Avenue, north for a distance of +/- 30 feet
Central Avenue	East	Starting at the south curbline of Ohio Avenue, south for a distance of +/- 30 feet
Central Avenue	East	Starting at the north curbline of Pennsylvania Avenue, north for a distance of +/- 30 feet
Central Avenue	East	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 30 feet
Central Avenue	West	Starting at the north curbline of Grand Avenue, north for a distance of +/- 30 feet
Central Avenue	West	Starting at the south curbline of Grand Avenue, south for a distance of +/- 30 feet
Central Avenue	West	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 40 feet
Central Avenue	West	Starting at the south curbline of Michigan Avenue, south for a distance of +/- 30 feet
Central Avenue	West	Starting at the north curbline of New York Avenue, north for a distance of +/- 30 feet
Central Avenue	West	Starting at the south curbline of New York Avenue, south for a distance of +/- 24 feet
Central Avenue	West	Starting at the north curbline of Ohio Avenue, north for a distance of +/- 30 feet
Central Avenue	West	Starting at the south curbline of Ohio Avenue, south for a distance of +/- 30 feet
Central Avenue	West	Starting at the south curbline of Pennsylvania Avenue, south for a distance of +/- 30 feet
Central Avenue	West	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 30 feet
Cheryl Drive	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet

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Street	Side	Location
Chestnut Street	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 34 feet
Chestnut Street	North	Starting at the east curbline of Sunrise Highway, east for a distance of +/- 40 feet
Chestnut Street	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 32 feet
Chicago Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 36 feet
Chicago Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Chicago Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Chicago Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Clark Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 40 feet
Clark Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Clark Avenue	North	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Clark Avenue	North	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet
Clark Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Clark Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Clark Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 45 feet
Clark Avenue	South	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Clark Avenue	South	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet
Clark Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Clark Boulevard	Both	Starting at a point +/- 114 feet west of the west curbline of Lake Shore Drive, west to the east curbline of Parkside Boulevard

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Street	Side	Location
Cleveland Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 60 feet
Cleveland Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Clinton Place	South	Starting at the east curbline of Division Avenue, east for a distance of +/- 35 feet
Clocks Boulevard	Either	Starting at the southwest corner of Bayview Place, south to the south termination of Clocks Boulevard, then easterly to the east curbline of Clocks Boulevard, then northerly to a point opposite the south curbline of Bayview Place
Clocks Boulevard	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 60 feet
Clocks Boulevard	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 107 feet
Clocks Boulevard	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 92 feet
Clocks Boulevard	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 40 feet
Commonwealth Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Commonwealth Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Commonwealth Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Commonwealth Avenue [Added 9-14-2021 by L.L. No. 13-2021]	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 35 feet
Commonwealth Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Commonwealth Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 38 feet
Commonwealth Avenue [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 35 feet

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Street	Side	Location
Commonwealth Avenue [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 45 feet
Connecticut Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 28 feet
Connecticut Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Connecticut Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 60 feet, to the proposed driveway for the bank parking lot
Connecticut Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Dartmouth Road [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at the west curbline of Bay Drive West for a distance of +/- 45 feet
Division Avenue	East	Starting at the north curbline of Clinton Place, north for a distance of +/- 35 feet
Division Avenue	East	Starting at the south curbline of Clinton Place, south for a distance of +/- 45 feet
Division Avenue	East	Starting at the north curbline of Lafayette Avenue, north for a distance of +/- 40 feet
Division Avenue	East	Starting at the south curbline of Lafayette Avenue, south for a distance of +/- 60 feet
Division Avenue	West	Starting at the north curbline of Washington Place, north for a distance of +/- 30 feet
Dorothy Gate	South	Starting at the east curbline of Pepper Circle West, east for a distance of +/- 34 feet
Dover Street	West	Starting at the south curbline of Old Sunrise Highway, south for a distance of +/- 120 feet
East Drive	West	Starting at the north curbline of Louis Street, north for a distance of +/- 65 feet
East Service Road of Route 135	East	Starting at the north curbline of Jacqueline Road, north for a distance of +/- 40 feet
East Service Road of Route 135	West	Starting at the north curbline of the exit ramp from Route 135, north for a distance of +/- 75 feet

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Street	Side	Location
East Service Road of Route 135	West	Starting at the south curbline of the exit ramp from Route 135, north for a distance of +/- 75 feet
East Shore Drive	West	Starting at a point opposite the southwest corner of Peconic Drive North, easterly and then northerly (following the curvature of the roadway) to the south curbline of Highland Street East
East Shore Drive [Added 9-14-2021 by L.L. No. 13-2021]	West	Starting at the south curbline of South Merrick Road south for a distance of +/- 35 feet
Elizabeth Drive	East	Starting at the north curbline of Boundary Avenue, north for a distance of +/- 30 feet
Elizabeth Drive	West	Starting at the north curbline of Boundary Avenue, north for a distance of +/- 30 feet
Elm Street	North	Starting at the west curbline of Hicksville Road (Route 107), west for a distance of +/- 40 feet
Elm Street	South	Starting at the west curbline of Hicksville Road (Route 107), west for a distance of +/- 35 feet
Euclid Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Euclid Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Euclid Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Euclid Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Euclid Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Fairfield Road	East	Starting at the south curbline of School Street, south for a distance of +/- 30 feet
Fairfield Road	West	Starting at the south curbline of School Street, south for a distance of +/- 50 feet
Florence Avenue	North	Starting at the entrance gate to Florence Avenue Beach, east for a distance of +/- 200 feet
Florence Avenue	South	Starting at the entrance gate to Florence Avenue Beach, east for a distance of +/- 90 feet
Flower Road	East	Starting at the south curbline of Suffolk Avenue, south for a distance of +/- 25 feet

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Street	Side	Location
Flower Road	West	Starting at the south curbline of Suffolk Avenue, south for a distance of +/- 30 feet
Forest Avenue	East	Starting at the north curbline of Brooklyn Avenue, north for a distance of +/- 30 feet
Forest Avenue	East	Starting at the south curbline of Brooklyn Avenue, south for a distance of +/- 30 feet
Forest Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 105 feet
Forest Avenue	East	Starting at the south curbline of Orchard Street, south for a distance of +/- 27 feet
Forest Avenue	West	Starting at the north curbline of Brooklyn Avenue, north for a distance of +/- 30 feet
Forest Avenue	West	Starting at the south curbline of Grove Street, south for a distance of +/- 50 feet
Forest Avenue	West	Starting at the north curbline of Jackson Place, north for a distance of +/- 45 feet
Forest Avenue	West	Starting at the south curbline of Jackson Place, south for a distance of +/- 45 feet
Forest Avenue	West	Starting at the north curbline of Jetmore Place, north for a distance of +/- 45 feet
Forest Avenue	West	Starting at the south curbline of Jetmore Place, south for a distance of +/- 45 feet
Forest Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 73 feet
Forest Avenue	West	Starting at the south curbline of Merrick Road, north for a distance of +/- 40 feet
Forest Avenue	West	Starting at the north curbline of Orchard Street, north for a distance of +/- 30 feet
Forest Avenue	West	Starting at the south curbline of Orchard Street, south for a distance of +/- 45 feet
Fox Boulevard	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 30 feet
Fox Boulevard	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 30 feet
Franklin Avenue	East	Starting at the north curbline of Clark Avenue, north for a distance of +/- 30 feet

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Street	Side	Location
Franklin Avenue	East	Starting at the south curbline of Clark Avenue, south for a distance of +/- 30 feet
Franklin Avenue	East	Starting at the north curbline of Michigan Avenue, north for a distance of +/- 30 feet
Franklin Avenue	East	Starting at the north curbline of Park Hill Avenue, north for a distance of +/- 30 feet
Franklin Avenue	East	Starting at the south curbline of Park Hill Avenue, south for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the north curbline of Clark Avenue, north for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the south curbline of Clark Avenue, south for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the north curbline of Michigan Avenue, north for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the south curbline of Michigan Avenue, south for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the north curbline of Park Hill Avenue, north for a distance of +/- 30 feet
Franklin Avenue	West	Starting at the south curbline of Park Hill Avenue, south for a distance of +/- 30 feet
Front Street	South	Starting at the east curbline of Unqua Road, east for a distance of +/- 30 feet
Front Street	South	Starting at the west curbline of Unqua Road, west for a distance of +/- 100 feet
Gail Drive North	North	Starting at the east curbline of Hicksville Road, east to the west curbline of Jacqueline Road
Glen Road	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 40 feet
Glen Road	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 40 feet
Glen Road	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 50 feet
Grand Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Grand Avenue	North	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Grand Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Grand Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 80 feet
Grand Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Grand Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet
Grand Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Grand Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 80 feet
Greenwood Drive	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 250 feet
Grove Street	North	Starting at the east curbline of Forest Avenue, east for a distance of +/- 30 feet
Grove Street	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Grove Street	South	Starting at the west curbline of Forest Avenue, west for a distance of +/- 50 feet
Gull Place	East	Starting at the north curbline of Jerusalem Avenue, north for a distance of +/- 34 feet
Gull Place	West	Starting at the north curbline of Jerusalem Avenue, north for a distance of +/- 34 feet
Haight Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 30 feet
Hamilton Avenue	North and South	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Hamilton Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 20 feet
Hamilton Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Hamilton Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Hamilton Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Harbor Place	North	Starting at the foot of Harbor Place, west for a distance of +/- 72 feet
Harbor Place	South	Starting at the foot of Harbor Place, west for a distance of +/- 72 feet
Harmony Drive	North	Starting at the west curbline of Block Boulevard, west for a distance of +/- 40 feet
Harmony Drive	South	Starting at the west curbline of Block Boulevard, west for a distance of +/- 40 feet
Harrison Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 96 feet
Harrison Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 100 feet
Hawthorne Street	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Hawthorne Street	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Hemlock Street	North	Starting at the west curbline of Sunrise Highway Extension, west to the east curbline of Carman Road
Hemlock Street	South	Starting at the west curbline of Sunrise Highway Extension, west to the east curbline of Carman Road
Iris Place	East and West	Starting at the south curbline of Linden Street, south for a distance of +/- 30 feet
Jacqueline Road	North	Starting at the east curbline of the East Service Road of Route 135, east for a distance of +/- 30 feet
Jacqueline Road	West and North	Starting at the north curbline of Gail Drive North, in a northeasterly direction for a distance of +/- 264 feet
Jerusalem Avenue	North	Starting at the east curbline of Flower Road, east for a distance of +/- 40 feet
Jerusalem Avenue	North	Starting at the west curbline of Flower Road, west for a distance of +/- 80 feet
Jerusalem Avenue	North	Starting at a point opposite the east curbline of Franklin Avenue, east for a distance of +/- 20 feet
Jerusalem Avenue	North	Starting at a point +/- 110 feet east of a point opposite the east curbline of Franklin Avenue, east for a distance of +/- 25 feet

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Street	Side	Location
Jerusalem Avenue	North	Starting at a point +/- 190 feet east of a point opposite the east curbline of Franklin Avenue, east for a distance of +/- 140 feet
Jerusalem Avenue	North	Starting at the east curbline of Gull Place, east for a distance of +/- 40 feet
Jerusalem Avenue	North	Starting at the west curbline of Gull Place, west for a distance of +/- 40 feet
Jerusalem Avenue	North	Starting at a point +/- 55 feet east of the east curbline of Hicksville Road, east for a distance of +/- 340 feet
Jerusalem Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 130 feet
Jerusalem Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 90 feet
Jerusalem Avenue	North	Starting at the east curbline of North Central Avenue, east for a distance of +/- 20 feet
Jerusalem Avenue	North	Starting at the west curbline of North Central Avenue, west for a distance of +/- 40 feet
Jerusalem Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 40 feet
Jerusalem Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 144 feet
Jerusalem Avenue	South	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 86 feet
Jerusalem Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 90 feet
Jerusalem Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 38 feet
Jerusalem Avenue	South	Starting at a point +/- 122 feet west of the west curbline of North Broadway, west for a distance of +/- 127 feet
Kentucky Avenue	North	Starting at the west curbline of North Baldwin Drive, west for a distance of +/- 30 feet
Kentucky Avenue	South	Starting at the west curbline of North Baldwin Drive, west for a distance of +/- 30 feet
Killians Road	North	Starting at the east curbline of Forest Avenue, east for a distance of +/- 320 feet

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Street	Side	Location
Killians Road	North	Starting at the west curbline of Hicksville Road (NYS Route 107), west for a distance of +/- 30 feet
Killians Road	North	Starting at the east curbline of the western entrance of Municipal Parking Field M-7, east for a distance of +/- 30 feet
Killians Road	South	Starting at the east curbline of Forest Avenue, east for a distance of +/- 30 feet
Killians Road	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Lagoon Boulevard	South	Starting at a point +/- 115 feet east of the east curbline of Bayview Avenue, east for a distance of +/- 225 feet
Lee Place [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 50 feet
Lincoln Avenue	East	Starting at the north curbline of Berkshire Place, north for a distance of +/- 24 feet
Lincoln Avenue	East	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 30 feet
Lincoln Avenue	South	Starting at a point opposite the east curbline of Hamilton Avenue, west for a distance of +/- 132 feet
Lincoln Avenue	West	Starting at the north curbline of Berkshire Place, north for a distance of +/- 24 feet
Lincoln Avenue	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 54 feet
Linden Street	North	Starting at the west curbline of Carmans Road, west for a distance of +/- 100 feet
Linden Street	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 32 feet
Linden Street	South	Starting at the west curbline of Carmans Road, west to the east curbline of Iris Place
Linden Street	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 32 feet
Linden Street	South	Starting at the west curbline of Iris Place, west for a distance of +/- 30 feet
Linden Street	South	Starting at the east curbline of Poppy Drive, east for a distance of +/- 30 feet

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Street	Side	Location
Linden Street	South	Starting at the west curbline of Poppy Drive, west for a distance of +/- 30 feet
Linwood Place	East	Starting at the south curbline of Pittsburgh Avenue, south for a distance of +/- 30 feet
Linwood Place	East	Starting at the north curbline of Westwood Road South, north for a distance of +/- 30 feet
Linwood Place	West	Starting at the south curbline of Pittsburgh Avenue, south for a distance of +/- 30 feet
Linwood Place	West	Starting at the north curbline of Westwood Road South, north for a distance of +/- 30 feet
Louden Avenue	North	Starting at the west curbline of Sunrise Highway Extension, west to the east curbline of Carman Road
Louden Avenue	South	Starting at the west curbline of Sunrise Highway Extension, west to the east curbline of Carman Road
Lourae Drive	North	Starting at the west curbline of Carmans Road, west for a distance of +/- 50 feet
Lourae Drive	South	Starting at the west curbline of Carmans Road, west for a distance of +/- 77 feet
Manchester Drive	North	Starting at the east curbline of Hicksville Road, (Route 107), east for a distance of +/- 30 feet
Manchester Drive	South	Starting at the east curbline of Hicksville Road, (Route 107), east for a distance of +/- 30 feet
Maria Court	East	Starting at the north curbline of North Delaware Avenue, north for a distance of +/- 30 feet
Maria Court	West	Starting at the north curbline of North Delaware Avenue, north for a distance of +/- 30 feet
Massachusetts Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 20 feet
Massachusetts Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Massachusetts Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 35 feet
Massachusetts Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 20 feet
Massachusetts Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 35 feet

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Street	Side	Location
Massachusetts Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 35 feet
Massapequa Avenue	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Massapequa Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 45 feet
Massapequa Avenue	East	Starting at the north curbline of Prospect Place, north for a distance of +/- 30 feet
Massapequa Avenue	East	Starting at a point +/- 156 feet south of the south curbline of Prospect Place, south for a distance of +/- 96 feet
Massapequa Avenue	East	Starting at a point +/- 57 feet north of the north curbline of School Street, north for a distance of +/- 70 feet
Massapequa Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 42 feet
Massapequa Avenue	West	Starting at the north curbline of Prospect Place, north for a distance of +/- 30 feet
Massapequa Avenue	West	Starting at the south curbline of Prospect Place, south for a distance of +/- 40 feet
Massapequa Avenue	West	Starting at the north curbline of School Street, north for a distance of +/- 71 feet
Massapequa Avenue	West	Starting at the south curbline of School Street, south for a distance of +/- 95 feet
Melrose Avenue	West	Starting at the north curbline of Oakley Avenue, north for a distance of +/- 40 feet
Merrick Road	North	Starting at a point opposite the west curbline of Alhambra Road, east for a distance of +/- 235 feet
Merrick Road	North	Starting at a point opposite the west curbline of Alhambra Road, west for a distance of +/- 180 feet
Merrick Road	North	Starting at the east curbline of Arlyn Drive West, east for a distance of +/- 30 feet
Merrick Road	North	Starting at the west curbline of Arlyn Drive West, west for a distance of +/- 30 feet
Merrick Road	North	Starting at a point +/- 20 feet east of a point opposite the east curbline of Bayview Avenue, west for a distance of +/- 56 feet

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Street	Side	Location
Merrick Road	North	Starting at a point +/- 60 feet west of the west curbline of Block Boulevard, west to the east curbline of Joludow Drive
Merrick Road	North	Starting at the west curbline of Carman Mill Road, west to the east curbline of the present entrance to the new shopping center (to become the exit), located +/- 20 feet east of a point opposite the west curbline of East Shore Drive
Merrick Road	North	Starting at a point +/- 266 feet east of the east curbline of Cartwright Boulevard, east for a distance of +/- 100 feet
Merrick Road	North	Starting at a point +/- 150 feet east of a point opposite the east curbline of Erlwein Court, east to the Nassau County border line
Merrick Road	North	Starting at the east curbline of Fairfield Road, west for a distance of +/- 45 feet
Merrick Road	North	Starting at the east curbline of Forest Avenue, west for a distance of +/- 40 feet
Merrick Road	North	Starting at the east curbline of Glen Road, east for a distance of +/- 40 feet
Merrick Road	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 100 feet
Merrick Road	North	Starting at a point +/- 62 feet west of the west curbline of Hicksville Road, west for a distance of +/- 174 feet
Merrick Road	North	Starting at the west curbline of Joludow Drive, west to the east curbline of Arlyn Drive West
Merrick Road	North	Starting at a point +/- 45 feet east of the east curbline of Lake Shore Boulevard, east for a distance of +/- 50 feet
Merrick Road	North	Starting at the east curbline of Massapequa Avenue, east for a distance of +/- 30 feet
Merrick Road	North	Starting at the west curbline of Massapequa Avenue, west for a distance of +/- 30 feet
Merrick Road	North	Starting at the east curbline of Oakley Avenue, east for a distance of +/- 30 feet
Merrick Road	North	Starting at the west curbline of Oakley Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Merrick Road	North	Starting at the east curbline of Redwood Lane, east to a point +/- 60 feet west of the west curbline of present entrance to the new shopping center
Merrick Road	North	Starting at a point located +/- 153 feet east of the east curbline of Redwood Lane, east to a point +/- 60 feet west of the west curbline of the exit to Oak Tree Shopping Plaza
Merrick Road	North	Starting at the west curbline of Redwood Lane, west for a distance of +/- 30 feet
Merrick Road	North	Starting at a point +/- 4 feet west of a point opposite the east curbline of Roosevelt Boulevard, west for a distance of +/- 80 feet
Merrick Road	North	Starting at the east curbline of Roxbury Lane, east for a distance of +/- 35 feet
Merrick Road	North	Starting at the east curbline of Seaford Avenue, east for a distance of +/- 72 feet
Merrick Road	North	Starting at the west curbline of Seaford Avenue, west to the west boundary line of the Town of Oyster Bay
Merrick Road	North	Starting at the east curbline of Unqua Road, east for a distance of +/- 70 feet
Merrick Road	North	Starting at a point +/- 92 feet east of the east curbline of Unqua Road, east for a distance of +/- 20 feet
Merrick Road	North	Starting at the east curbline of Washington Avenue, east for a distance of +/- 30 feet
Merrick Road	North	Starting at the west curbline of Washington Avenue, west for a distance of +/- 25 feet
Merrick Road	North	Starting at a point opposite the east curbline of West Shore Drive, west to the east curbline of Block Boulevard
Merrick Road	South	Starting at the west curbline of Algonquin Avenue, west for a distance of +/- 50 feet
Merrick Road	South	Starting at the east curbline of Alhambra Road, east to the west curbline of Biltmore Boulevard
Merrick Road	South	Starting at the east curbline of Bay Drive, east to the west curbline of Harbor Lane
Merrick Road	South	Starting at the east curbline of Bayview Avenue, east to the west curbline of Cedar Shore Drive

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Street	Side	Location
Merrick Road	South	Starting at a point +/- 60 feet east of the east curbline of Biltmore Boulevard, east to the west curbline of Fox Boulevard
Merrick Road	South	Starting at the east curbline of Carman Boulevard, east for a distance of +/- 50 feet
Merrick Road	South	Starting at the west curbline of Carman Boulevard, west for a distance of +/- 45 feet
Merrick Road	South	Starting at a point +/- 60 feet east of the east curbline of Cedar Shore Drive, east to the west curbline of Bay Drive
Merrick Road	South	Starting at the west curbline of Clocks Boulevard, west for a distance of +/- 75 feet
Merrick Road	South	Starting at a point +/- 68 feet east of the east curbline of Division Avenue, east to the west curbline of West End Avenue
Merrick Road	South	Starting at the west curbline of Division Avenue, west for a distance of +/- 208 feet
Merrick Road	South	Starting at a point +/- 300 feet east of the east curbline of East Park Drive, east for a distance of +/- 95 feet
Merrick Road	South	Starting at the east curbline of East Shore Drive, east for a distance of +/- 40 feet
Merrick Road	South	Starting at a point +/- 300 feet east of the east curbline of East Shore Drive, east for a distance of +/- 95 feet
Merrick Road	South	Starting at a point +/- 192 feet west of the west curbline of East Shore Drive, west for a distance of +/- 35 feet
Merrick Road	South	Starting at the east curbline of Erlwein Court east to the Nassau County border line
Merrick Road	South	Starting at the east curbline of Fox Boulevard, east to the west curbline of Bayview Avenue
Merrick Road	South	Starting at the east curbline of Harrison Avenue, east to the west curbline of Massapequa Avenue
Merrick Road [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at the east curbline of Harrison Avenue, east for a distance of +/- 20 feet

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Street	Side	Location
Merrick Road	South	Starting at a point +/- 60 feet east of the east curbline of Massapequa Avenue, east to the west curbline of Ocean Avenue
Merrick Road	South	Starting at the east curbline of Oakley Avenue, east for a distance of +/- 36 feet
Merrick Road	South	Starting at the west curbline of Oakley Avenue, west for a distance of +/- 74 feet
Merrick Road	South	Starting at a point +/- 60 feet east of the east curbline of Ocean Avenue, east to the west curbline of Alhambra Road
Merrick Road	South	Starting at the west curbline of Roosevelt Boulevard, west for a distance of +/- 268 feet
Merrick Road	South	Starting at the west curbline of Seaford Avenue, west for a distance of +/- 30 feet
Merrick Road	South	Starting at the west curbline of South Baldwin Place, west for a distance of +/- 30 feet
Merrick Road	South	Starting at a point +/- 30 feet west of the west curbline of South Baldwin Place, west for a distance of +/- 40 feet
Merrick Road	South	Starting at the east curbline of Stone Boulevard, east for a distance of +/- 30 feet
Merrick Road	South	Starting at the west curbline of Stone Boulevard, west for a distance of +/- 72 feet
Merrick Road	South	Starting at the east curbline of Unqua Road, east for a distance of +/- 30 feet
Merrick Road	South	Starting at the east boundary of the incorporated Village of Massapequa Park, east to the west curbline of the John Burns Park west driveway
Merrick Road	South	Between West End Avenue and Harrison Avenue
Merrick Road	South	Starting at a point +/- 788 feet east of the east curbline of West Shore Drive, east for a distance of +/- 60 feet
Michigan Avenue	North	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Michigan Avenue	North	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Michigan Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet
Michigan Avenue	South	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet
Nassau Street	North	Starting at the east curbline of Bay Drive, east for a distance of +/- 40 feet
New Hampshire Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
New Hampshire Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
New Hampshire Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
New Hampshire Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
New Hampshire Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
New Hampshire Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
New York Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
New York Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
New York Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 85 feet
New York Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 25 feet
New York Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 25 feet
New York Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 25 feet
New York Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 25 feet
North Albany Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 90 feet
North Albany Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet

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Street	Side	Location
North Albany Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 62 feet
North Albany Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 100 feet
North Atlanta Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Atlanta Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Atlanta Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 96 feet
North Atlanta Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Baldwin Drive	East	Starting at the south curbline of Boundary Avenue, south for a distance of +/- 30 feet
North Baldwin Drive	West	Starting at the south curbline of Boundary Avenue, south for a distance of +/- 30 feet
North Beech Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Beech Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Beech Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Boston Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Boston Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Boston Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Boston Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Albany Avenue, south for a distance of +/- 24 feet
North Broadway	East	Starting at the north curbline of North Atlanta Avenue, north for a distance of +/- 28 feet
North Broadway	East	Starting at the south curbline of North Atlanta Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
North Broadway	East	Starting at the north curbline of North Beech Street, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Beech Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Boston Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Boston Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Cedar Street, south a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Chestnut Street, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Chestnut Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Delaware Avenue, north for a distance of +/- 46 feet
North Broadway	East	Starting at a point +/- 74 feet north of the north curbline of North Elm Street, north to the south curbline of North Linden Street
North Broadway	East	Starting at the south curbline of North Elm Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Hickory Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Iowa Avenue, south for a distance of +/- 55 feet
North Broadway	East	Starting at the north curbline of North Kentucky Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Kentucky Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Kings Avenue, north for a distance of +/- 40 feet
North Broadway	East	Starting at the south curbline of North Kings Avenue, south for a distance of +/- 40 feet
North Broadway	East	Starting at the north curbline of North Linden Street, north to the south curbline of North Park Drive
North Broadway	East	Starting at the north curbline of North Manhattan Avenue, north for a distance of +/- 20 feet

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Street	Side	Location
North Broadway	East	Starting at the south curbline of North Manhattan Avenue, south for a distance of +/- 28 feet
North Broadway	East	Starting at the south curbline of North Maple Street, south for a distance of +/- 160 feet
North Broadway	East	Starting at the north curbline of North Michigan Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Michigan Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Nassau Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Nassau Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Oak Street, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Oak Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Park Drive, north for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Pine Street, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Pine Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Queens Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Richmond Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Richmond Avenue, south for a distance of +/- 26 feet
North Broadway	East	Starting at the north curbline of North Syracuse Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Syracuse Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Utica Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Virginia Avenue, north for a distance of +/- 72 feet

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Street	Side	Location
North Broadway	East	Starting at the south curbline of North Virginia Avenue, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Walnut Street, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Walnut Street, south for a distance of +/- 30 feet
North Broadway	East	Starting at the north curbline of North Wisconsin Avenue, north for a distance of +/- 40 feet
North Broadway	East	Starting at the south curbline of North Wisconsin Avenue, south for a distance of +/- 40 feet
North Broadway	East	Starting at the north curbline of North Wyoming Avenue, north for a distance of +/- 30 feet
North Broadway	East	Starting at the south curbline of North Wyoming Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of Boundary Avenue, south for a distance of +/- 140 feet
North Broadway	West	Starting at the north curbline of North Albany Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Albany Avenue, south to the north curbline of North Rutherford Avenue
North Broadway	West	Starting at the north curbline of North Atlanta Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Atlanta Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Beech Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Beech Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Boston Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Boston Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Cedar Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Chestnut Street, north for a distance of +/- 30 feet

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Street	Side	Location
North Broadway	West	Starting at the south curbline of North Chestnut Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Delaware Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Elm Street, north for a distance of +/- 80 feet
North Broadway	West	Starting at the north curbline of North Hawthorne Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Hawthorne Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Hickory Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Idaho Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Iowa Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Iowa Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Kentucky Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Kentucky Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Kings Avenue, north for a distance of +/- 35 feet
North Broadway	West	Starting at the south curbline of North Kings Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Linden Street, north to the south curbline of North Poplar Street
North Broadway	West	Starting at the south curbline of North Linden Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Manhattan Avenue, north for a distance of +/- 40 feet
North Broadway	West	Starting at the south curbline of North Manhattan Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Maple Street, north for a distance of +/- 30 feet

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Street	Side	Location
North Broadway	West	Starting at the south curbline of North Maple Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Michigan Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Michigan Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Nassau Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Nassau Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Oak Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Oak Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Pine Street, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Pine Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Poplar Street, north to the south curbline of North Rutherford Avenue
North Broadway	West	Starting at the south curbline of North Poplar Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Queens Avenue, north for a distance of +/- 25 feet
North Broadway	West	Starting at the north curbline of North Richmond Avenue, north for a distance of +/- 40 feet
North Broadway	West	Starting at the south curbline of North Richmond Avenue, south for a distance of +/- 40 feet
North Broadway	West	Starting at the north curbline of North Suffolk Avenue, north for a distance of +/- 40 feet
North Broadway	West	Starting at the south curbline of North Suffolk Avenue, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Syracuse Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Syracuse Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
North Broadway	West	Starting at the north curbline of North Utica Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Walnut Street, north for a distance of +/- 145 feet
North Broadway	West	Starting at the south curbline of North Walnut Street, south for a distance of +/- 30 feet
North Broadway	West	Starting at the north curbline of North Wisconsin Avenue, north for a distance of +/- 30 feet
North Broadway	West	Starting at the south curbline of North Wisconsin Avenue, south for a distance of +/- 40 feet
North Broadway	West	Starting at the south curbline of North Wyoming Avenue, south for a distance of +/- 30 feet
North Cedar Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 75 feet
North Cedar Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Central Avenue	East	Starting at the north curbline of North Manhattan Avenue, north for a distance of +/- 30 feet
North Central Avenue	East	Starting at the south curbline of North Manhattan Avenue, south for a distance of +/- 30 feet
North Central Avenue	East	Starting at the south curbline of North Richmond Avenue, south for a distance of +/- 30 feet
North Chestnut Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Chestnut Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Chestnut Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Chestnut Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Delaware Avenue	North	Starting at a point +/- 105 feet west of the west curbline of North Broadway, west for a distance of +/- 120 feet
North Delaware Avenue	North	Starting at the east curbline of Brookline Drive, east for a distance of +/- 58 feet

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Street	Side	Location
North Delaware Avenue	North	Starting at a point +/- 130 feet east of the east curbline of Brookline Drive, east for a distance of +/- 104 feet
North Delaware Avenue	North	Starting at the west curbline of Carol Court, west for a distance of +/- 40 feet
North Delaware Avenue	North	Starting at the east curbline of Maria Court, east for a distance of +/- 30 feet
North Delaware Avenue	North	Starting at the west curbline of Maria Court, west for a distance of +/- 40 feet
North Delaware Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 58 feet
North Delaware Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Delaware Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Delaware Avenue	South	Starting at the east curbline of Brookline Drive, east for a distance of +/- 48 feet
North Detroit Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Detroit Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Elm Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 36 feet
North Elm Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 40 feet
North Elm Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Hawthorne Street		Starting at the south curbline of North Hawthorne Street, north to the north curbline of North Hawthorne Street
North Hawthorne Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Hawthorne Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Hawthorne Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet

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Street	Side	Location
North Hawthorne Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Hickory Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 80 feet
North Hickory Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Hickory Street	North	Starting at the west curbline of Penny Drive, west for a distance of +/- 30 feet
North Hickory Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Hickory Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Idaho Avenue [Repealed 9-14-2021 by L.L. No. 13-2021]		
North Idaho Avenue	North	Starting at a point +/- 565 feet east of the east curbline of North Baldwin Drive, east for a distance of +/- 100 feet
North Idaho Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 36 feet
North Idaho Avenue	North	Starting at a point +/- 196 feet west of the west curbline of North Central Avenue, west for a distance of +/- 70 feet
North Idaho Avenue	North	Starting at a point opposite the west curbline of North Woodward Avenue, east for a distance of +/- 134 feet
North Idaho Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Idaho Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 25 feet
North Iowa Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 45 feet
North Iowa Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Iowa Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Kentucky Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet

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Street	Side	Location
North Kentucky Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Kentucky Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Kentucky Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Kings Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Kings Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Kings Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 25 feet
North Kings Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Linden Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 200 feet
North Linden Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Linden Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 150 feet
North Linden Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Manhattan Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 40 feet
North Manhattan Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 40 feet
North Manhattan Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 40 feet
North Michigan Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Michigan Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 130 feet
North Michigan Avenue	South	Starting at a point +/- 84 feet east of the east curbline of Brookline Drive, east for a distance of +/- 88 feet
North Michigan Avenue	South	Starting at a point +/- 332 feet east of the east curbline of Brookline Drive, east for a distance of +/- 64 feet

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Street	Side	Location
North Michigan Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Nassau Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 45 feet
North Nassau Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 110 feet
North Nassau Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 124 feet
North Oak Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Oak Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Park Drive	North	Starting at the west curbline of North Central Drive, west for a distance of +/- 496 feet
North Park Drive	South	Starting at a point +/- 670 feet east of the east curbline of Nancy Place, east to a point opposite the west curbline of North Central Drive
North Park Drive	South	Starting at the east curbline of North Broadway, east to its termination
North Pine Street	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Pine Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 150 feet
North Pine Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 36 feet
North Poplar Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 100 feet
North Poplar Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 136 feet
North Poplar Street	North	Starting at the west curbline of Southern State Parkway Exit, west for a distance of +/- 30 feet
North Queens Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Queens Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Richmond Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet

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Street	Side	Location
North Richmond Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet;
North Richmond Avenue	South	Starting from the west curbline of North Broadway, west for a distance of +/- 30 feet
North Rutherford Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 108 feet
North Rutherford Avenue	South	Starting at a point +/- 142 feet east of the east curbline of North Broadway, east to its dead end
North Rutherford Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 142 feet
North Rutherford Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Suffolk Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Suffolk Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Suffolk Avenue [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 93 feet east of the east curbline of Broadway, east for a distance of +/- 15 feet
North Suffolk Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Suffolk Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Summit Drive	East	Starting at the north curbline of North Linden Street, north for a distance of +/- 30 feet
North Summit Drive	West	Starting at the north curbline of North Linden Street, north for a distance of +/- 30 feet
North Syracuse Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Syracuse Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Syracuse Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Syracuse Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Utica Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet

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Street	Side	Location
North Utica Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Utica Avenue [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 105 feet west of the west curbline of Broadway, west for a distance of +/- 30 feet
North Utica Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Utica Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North Virginia Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Virginia Avenue	North	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Virginia Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Virginia Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet
North Walnut Street	North	Starting at the west curbline of North Broadway, west for a distance of +/- 60 feet
North Walnut Street	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Walnut Street	South	Starting at the west curbline of North Broadway, west for a distance of +/- 50 feet
North West Drive	East	Starting at the north curbline of North West Drive/Spooner Place, north for a distance of +/- 50 feet
North West Drive	South	Starting at the east curbline of the exit ramp of the Bethpage State Parkway, east for a distance of +/- 180 feet, to a point opposite the north curbline of North Drive
North Wyoming Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Wyoming Avenue	South	Starting at the east curbline of North Broadway, east for a distance of +/- 30 feet
North Wyoming Avenue	South	Starting at the west curbline of North Broadway, west for a distance of +/- 30 feet

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Street	Side	Location
Oakley Avenue	East	Starting at a point located +/- 280 feet north of the north curbline of Merrick Road, north for a distance of +/- 175 feet
Oakley Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 106 feet
Oakley Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 90 feet
Oakley Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 98 feet
Ocean Avenue	East	Starting at the north curbline of Baltimore Avenue, north for a distance of +/- 30 feet
Ocean Avenue	East	Starting at the south curbline of Lafayette Place, south for a distance of +/- 40 feet
Ocean Avenue	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 40 feet
Ocean Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 60 feet
Ocean Avenue	East	Starting at the north curbline of Milford Place, north for a distance of +/- 30 feet
Ocean Avenue	East	Starting at the south curbline of Milford Place, south for a distance of +/- 30 feet
Ocean Avenue	East	Starting at the south curbline of Pittsburgh Avenue, south for a distance of +/- 30 feet
Ocean Avenue	East	Starting at a point +/- 48 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 204 feet
Ocean Avenue	East	Starting at a point +/- 252 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 98 feet
Ocean Avenue	East	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 25 feet
Ocean Avenue	West	Starting at the north curbline of Baltimore Avenue, north for a distance of +/- 30 feet
Ocean Avenue	West	Starting at the north curbline of Berkshire Place, north for a distance of +/- 30 feet
Ocean Avenue	West	Starting at the south curbline of Berkshire Place, south for a distance of +/- 30 feet

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Street	Side	Location
Ocean Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 70 feet
Ocean Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 70 feet
Ocean Avenue	West	Starting at the south curbline of New York Avenue, south for a distance of +/- 221 feet
Ocean Avenue	West	Starting at the south curbline of Pittsburgh Avenue, south for a distance of +/- 30 feet
Ocean Avenue	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 30 feet
Ocean Avenue	West	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 25 feet
Ohio Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Ohio Avenue	North	Starting at the east curbline of Central Avenue, east for a distance of +/- 35 feet
Ohio Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 25 feet
Ohio Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Ohio Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet
Ohio Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Ohio Avenue	South	Starting at the east curbline of Hicksville Road (Route 107), east for a distance of +/- 30 feet
Ontario Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Ontario Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Ontario Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 20 feet
Ontario Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 20 feet
Orchard Street	North	Starting at the west curbline of Forest Avenue, west for a distance of +/- 30 feet

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Street	Side	Location
Orchard Street	South	Starting at the east curbline of Forest Avenue, east for a distance of +/- 30 feet
Orchard Street	South	Starting at the west curbline of Forest Avenue, west for a distance of +/- 30 feet
Oxford Road	North	Starting at the east curbline of Cambridge Drive, east for a distance of +/- 35 feet
Park Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Park Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Park Boulevard	West	Starting at the south curbline of Rugby Road, south for a distance of +/- 25 feet
Parkhill Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Parkhill Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Parkhill Avenue	North	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Parkhill Avenue	North	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet
Parkhill Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Parkhill Avenue	South	Starting at the west curbline of Broadway, wet for a distance of +/- 30 feet
Parkhill Avenue	South	Starting at the east curbline of Franklin Avenue, east for a distance of +/- 30 feet
Parkhill Avenue	South	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 30 feet
Park Lane	West	Starting at the north curbline of Front Street, north for a distance of +/- 68 feet
Parkside Boulevard	East	Starting at the north curbline of Clark Avenue and extending north along the length of either side of the traffic island at the northeast corner of the intersection
Parkside Boulevard	East	Starting at the south curbline of Clark Street, south for a distance of +/- 100 feet

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Street	Side	Location
Parkside Boulevard	East	Starting at a point +/- 100 feet south of the south curbline of Park Hill Avenue, south for a distance of +/- 160 feet (to the north curbline of Clark Avenue)
Parkside Boulevard	East	Starting at the northeast curbline of Veterans Boulevard, north for a distance of +/- 200 feet
Parkside Boulevard	North	Starting at the east curbline of Parkside Boulevard and extending east along the length of the traffic island at the northeast corner of the intersection
Parkside Boulevard	West	Starting at the north curbline of Clark Street, north for a distance of +/- 35 feet
Parkside Boulevard	West	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 40 feet
Pennsylvania Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Pennsylvania Avenue	North	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet
Pennsylvania Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Pennsylvania Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Pennsylvania Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the east curbline of Central Avenue, east for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 20 feet
Pennsylvania Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 30 feet
Pennsylvania Avenue	South	Starting at the east curbline of Ocean Avenue, east for a distance of +/- 45 feet

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Street	Side	Location
Pine Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Pittsburgh Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 70 feet
Pittsburgh Avenue	North	Starting at a point +/- 30 feet east of a point opposite the east curbline of Ocean Avenue, west for a distance of +/- 150 feet
Pittsburgh Avenue	North	Starting at a point +/- 466 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 60 feet
Pittsburgh Avenue	North	Starting at a point +/- 576 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 60 feet
Pittsburgh Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Pittsburgh Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Pittsburgh Avenue	South	Starting at the east curbline of Linwood Place, east for a distance of +/- 30 feet
Pittsburgh Avenue	South	Starting at the east curbline of Ocean Avenue, east for a distance of +/- 30 feet
Pittsburgh Avenue	South	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 50 feet
Plainedge Drive	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 30 feet
Plainedge Drive	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 40 feet
Polo Road	West	Starting at the southwest curbline of Narwood Road, south for a distance of +/- 35 feet
Poppy Drive	East	Starting at the south curbline of Linden Street, south for a distance of +/- 30 feet
Prospect Place	North	Starting at the east curbline of Massapequa Avenue, east for a distance of +/- 30 feet
Prospect Place	North	Starting at the west curbline of Massapequa Avenue, west for a distance of +/- 30 feet
Prospect Place	South	Starting at the east curbline of Massapequa Avenue, east for a distance of +/- 30 feet

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Street	Side	Location
Prospect Place	South	Starting at the west curbline of Massapequa Avenue, west for a distance of +/- 30 feet
Quail Run	North	Starting at the east curbline of Carman Mill Road, east for a distance of +/- 50 feet
Quail Run	South	Starting at the east curbline of Carman Mill Road, east for a distance of +/- 50 feet
Queens Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 75 feet
Queens Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 30 feet
Redwood Lane	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Redwood Lane	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Redwood Lane	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 50 feet
Rhode Island Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 53 feet
Rhode Island Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Rhode Island Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 40 feet
Rhode Island Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 40 feet
Riverside Avenue	East	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 40 feet
Riverside Avenue	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 40 feet
Rockwood Avenue	East	Starting at a point +/- 60 feet south of the south curbline of East Maple Street, south for a distance of +/- 133 feet
Roosevelt Boulevard	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 73 feet
Roosevelt Boulevard	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 133 feet
Roxbury Lane	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet

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Street	Side	Location
Roxbury Lane	East	Starting at the south curbline of School Street, south for a distance of +/- 30 feet
Roxbury Lane	West	Starting at the south curbline of School Street, south for +/- 30 feet
Rugby Road	South	Starting at the west curbline of Park Boulevard, west for a distance of +/- 25 feet
School Street	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 40 feet
School Street	North	Starting at the west curbline of Massapequa Avenue, west for a distance of +/- 30 feet
School Street	North	Starting at a point +/- 160 feet west of the west curbline of Massapequa Avenue, west for a distance of +/- 41 feet
School Street	North	Starting at a point +/- 232 feet west of the west curbline of Massapequa Avenue, west for a distance of +/- 48 feet
School Street	South	Starting at the east curbline of Fairfield Road, east for a distance of +/- 30 feet
School Street	South	Starting at the west curbline of Fairfield Road, west for a distance of +/- 50 feet
School Street	South	Starting at the west curbline of Massapequa Avenue, west for a distance of +/- 30 feet
School Street	South	Starting at the east curbline of Route 107, east for a distance of +/- 50 feet
School Street	South	Starting at the east curbline of Roxbury Lane, east for a distance of +/- 30 feet
School Street	South	Starting at the west curbline of Roxbury Lane, west for a distance of +/- 30 feet
Seaford Avenue	East	Starting at the north curbline of Brooklyn Avenue, north for a distance of +/- 110 feet
Seaford Avenue	East	Starting at the south curbline of Sunrise Highway, south to the north curbline of Grove Street
Seaford Avenue	West	Starting at the north curbline of Brooklyn Avenue, north for a distance of +/- 126 feet
Seaford Avenue	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 90 feet

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Street	Side	Location
South Merrick Road	North	Starting at the east curbline of Algonquin Avenue, east for a distance of +/- 30 feet
South Merrick Road	North	Starting at the west curbline of Algonquin Avenue, west for a distance of +/- 40 feet
South Merrick Road	North	Starting at the east curbline of East Shore Drive, east for a distance of +/- 45 feet
South Merrick Road	North	Starting at the east curbline of Unqua Road, east for a distance of +/- 30 feet
South Merrick Road	North	Starting at the west curbline of Unqua Road, west for a distance of +/- 30 feet
South Merrick Road	South	Starting at the west curbline of East Shore Drive, west for a distance of +/- 45 feet
South Merrick Road	South	Starting at the east curbline of Unqua Road, east for a distance of +/- 30 feet
Stewart Avenue	West	Starting at the south curbline of Hempstead Turnpike, south to a point +/- 60 feet north of the north curbline of Berry Hill Lane
Stewart Avenue	West	Starting at a point opposite the north curbline of Plainedge Drive, north for a distance of +/- 26 feet
Stone Boulevard	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 64 feet
Stone Boulevard	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 104 feet
Suffolk Road	North	Starting at the west curbline of Unqua Road, west for a distance of +/- 30 feet
Thorne Avenue	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 90 feet
Thorne Avenue	South	Starting at the east curbline of Hicksville Road, east for a distance of +/- 70 feet
Toronto Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Toronto Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Union Avenue	South	Starting at the west curbline of Hicksville Road, west to the Town of Hempstead borderline
Unqua Road	East	Starting at the north curbline of Apian Lane, north for a distance of +/- 30 feet

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Street	Side	Location
Unqua Road	East	Starting at the south curbline of Apian Lane, south for a distance of +/- 30 feet
Unqua Road	East	Starting at a point +/- 458 feet south of the south curbline of Burton Lane, south for a distance of +/- 148 feet
Unqua Road	East	Starting at a point +/- 88 feet south of the south curbline of Burton Lane, south for a distance of +/- 158 feet
Unqua Road	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 60 feet
Unqua Road	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 117 feet
Unqua Road	East	Starting at the south curbline of Morris Lane, south for a distance of +/- 30 feet
Unqua Road	East	Starting at the north curbline of South Merrick Road, north for a distance of +/- 30 feet
Unqua Road	East	Starting at the north curbline of South Merrick Road, south for a distance of +/- 38 feet
Unqua Road	East	Starting at the north curbline of Suffolk Road, north for a distance of +/- 25 feet
Unqua Road	East	Starting at the north curbline of Sunrise Highway, north for a distance of +/- 142 feet
Unqua Road	East	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 112 feet
Unqua Road	East	Starting at a point +/- 172 feet south of the south curbline of Sunrise Highway, south to the north curbline of Burton Lane North
Unqua Road	East	Starting at the north curbline of Unqua Circle, north for a distance of +/- 45 feet
Unqua Road	West	Starting at the north curbline of Conde Lane, north for a distance of +/- 30 feet
Unqua Road	West	Starting at the south curbline of Conde Lane, south for a distance of +/- 30 feet
Unqua Road	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 260 feet
Unqua Road	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 95 feet

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Street	Side	Location
Unqua Road	West	Starting at the north curbline of South Merrick Road, north for a distance of +/- 30 feet
Unqua Road	West	Starting at the south curbline of South Merrick Road, south for a distance of +/- 30 feet
Unqua Road	West	Starting at the north curbline of Suffolk Road, north for a distance of +/- 25 feet
Unqua Road	West	Starting at the north curbline of Sunrise Highway, north for a distance of +/- 142 feet
Unqua Road	West	Starting at a point +/- 300 feet south of the south curbline of Sunrise Highway, south to the north curbline of Jones Court
Unqua Road	West	Starting at the south curbline of Sunrise Highway, south for a distance of +/- 250 feet
Unqua Road	West	Starting at the north curbline of Unqua Circle, north for a distance of +/- 45 feet
Veterans Boulevard	North	Starting at the east curbline of Broadway, east for a distance of +/- 90 feet
Veterans Boulevard	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 20 feet
Veterans Boulevard	North	Starting at the west curbline of Parkside Boulevard, west for a distance of +/- 35 feet
Veterans Boulevard	South	Starting at the east curbline of Broadway, east for a distance of +/- 20 feet
Violet Street	North	Starting at the west curbline of Henrietta Lane, west for a distance of +/- 75 feet
Washington Avenue	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet
Washington Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 35 feet
West End Avenue	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 50 feet
West End Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 174 feet
Westwood Road South	North	Starting at the east curbline of Linwood Place, east for a distance of +/- 30 feet
Westwood Road South	North	Starting at the west curbline of Linwood Place, west for a distance of +/- 30 feet

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Street	Side	Location
William Street	North	Starting at the east curbline of Bayview Avenue, east for a distance of +/- 186 feet
William Street	South	Starting at the east curbline of Bayview Avenue, east for a distance of +/- 97 feet
Wisconsin Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Wisconsin Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet
Wisconsin Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Wyoming Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 30 feet

FIRE ZONE

Street	Side	Location
East Shore Drive	East	Starting at the south curbline of Merrick Road, south to the north curbline of South Merrick Road
East Shore Drive	West	Starting at the south curbline of Merrick Road, south to the north curbline of South Merrick Road

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Street	Side	Location
Cleveland Avenue	North	Starting at the west curbline of Route 107, west for a distance of +/- 50 feet
Cleveland Avenue	South	Starting at the west curbline of Route 107, west for a distance of +/- 50 feet
Poppy Drive	West	Starting at the south curbline of Linden Street, south for a distance of +/- 30 feet
Westwood Road South	East	Starting at the north curbline of Cherry Court, north for a distance of +/- 40 feet
Westwood Road South	East	Starting at the south curbline of Cherry Court, south for a distance of +/- 40 feet

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Street	Side	Location
Old Bethpage Road	West	Starting at the south curbline of Haypath Road, south for a distance of +/- 207 feet
Old Bethpage Road	West	Starting at the south curbline of John Drive, south for a distance of +/- 60 feet
Round Swamp Road	East	Starting at the north curbline of Haypath Road, north for a distance of +/- 80 feet
Round Swamp Road	East	Starting at the north curbline of Woodland rive, north for a distance of +/- 50 feet
Round Swamp Road	East	Starting at the south curbline of Woodland Drive, south for a distance of +/- 60 feet

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Street	Side	Location
Adams Street	North	Starting at the west curbline of South Street, west for a distance of +/- 35 feet
Adams Street	South	Starting at the west curbline of South Street, west for a distance of +/- 155 feet
Agnes Street	North	Starting at the east curbline of McCouns Lane, east for a distance of +/- 40 feet
Agnes Street	South	Starting at the east curbline of McCouns Lane, east for a distance of +/- 40 feet
Anstice Street	East	Starting at the south curbline of Burtis Avenue, south for a distance of +/- 30 feet
Anstice Street	East	Starting at the south curbline of East Main Street, south for a distance of +/- 40 feet
Anstice Street	East	Starting at the north curbline of Berry Hill Road, north for a distance of +/- 40 feet
Anstice Street	East	Starting at the north curbline of Weeks Avenue, north for a distance of +/- 45 feet
Anstice Street	East	Starting at the south curbline of Weeks Avenue, south for a distance of +/- 90 feet
Anstice Street	West	Starting at the north curbline of Berry Hill Road, north for a distance of +/- 40 feet
Anstice Street	West	Starting at the south curbline of Burtis Avenue, south for a distance of +/- 30 feet

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Street	Side	Location
Anstice Street	West	Starting at the south curbline of East Main Street, south for a distance of +/- 40 feet
Anstice Street	West	Starting at the south curbline of Weeks Avenue, south for a distance of +/- 50 feet
Audrey Avenue	East	Starting at a point +/- 276 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 88 feet
Audrey Avenue	North	Starting at the west curbline of South Street, west for a distance of +/- 30 feet
Audrey Avenue	North	Starting at the east curbline of Spring Street, east for a distance of +/- 20 feet
Audrey Avenue	South	Starting at the west curbline of South Street, west for a distance of +/- 30 feet
Audrey Avenue	South	Starting at the east curbline of Spring Street, east for a distance of +/- 20 feet
Bayside Avenue	East	Starting at the north curbline of West Main Street, north for a distance of +/- 30 feet
Bayside Avenue	West	Starting at the north curbline of West Main Street, north for a distance of +/- 40 feet
Berry Hill Road	North	Starting at the east curbline of Ivy Street, east for a distance of +/- 30 feet
Berry Hill Road	North	Starting at the west curbline of Ivy Street, west for a distance of +/- 30 feet
Berry Hill Road	North	Starting at a point directly opposite the east curbline of Park Avenue, west for a distance of +/- 150 feet
Berry Hill Road	South	Starting at the intersection of Anstice Street, east for a distance of +/- 50 feet
Berry Hill Road	South	Starting at the east curbline of Hill Drive, east for a distance of +/- 60 feet
Berry Hill Road	South	Starting at the west curbline of Hill Drive, west for a distance of +/- 60 feet
Berry Hill Road	South	Starting at the east curbline of Park Avenue, east for a distance of +/- 75 feet
Berry Hill Road	South	Starting at a point +/- 78 feet east of the east curbline of Pine Hollow Road, east to the west curbline of Park Avenue

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Street	Side	Location
Burtis Avenue	North	Starting at the east curbline of Anstice Street, east for a distance of +/- 50 feet
Burtis Avenue	North	Starting at the west curbline of Anstice Street, west for a distance of +/- 50 feet
Burtis Avenue	North	Starting at the west curbline of Ivy Street, west for a distance of +/- 50 feet
Burtis Avenue	North	Starting at the east curbline of South Street, east for a distance of +/- 35 feet
Burtis Avenue	South	Starting at the east curbline of Anstice Street, east for a distance of +/- 50 feet
Burtis Avenue	South	Starting at the west curbline of Anstice Street, west for a distance of +/- 50 feet
Burtis Avenue	South	Starting at the west curbline of Ivy Street, west for a distance of +/- 50 feet
Capitol Heights Road	North	Starting at the west curbline of Lexington Avenue, west for a distance of +/- 50 feet
Capitol Heights Road	South	Starting at the west curbline of Lexington Avenue, west for a distance of +/- 58 feet
Church Street	East	Starting at the south curbline of East Main Street, south for a distance of +/- 15 feet
Cory Court	East	Starting at the north curbline of Belvedere Drive, proceeding north following the curvature of the roadway and then south to the north curbline of Belvedere Drive on the west side of Cory Court
East Main Street	North	Starting at the east curbline of Florence Avenue, east for a distance of +/- 50 feet
East Main Street	North	Starting at the west curbline of Harbor Road, west for a distance of +/- 35 feet
East Main Street	North	Starting at the east curbline of Ships Point Lane, east for a distance of +/- 50 feet
East Main Street	North	Starting at the east curbline of Ships Point Lane, west for a distance of +/- 100 feet
East Main Street	North	Starting at the east curbline of South Street, east for a distance of +/- 34 feet
East Main Street	North	Starting at a point +/- 134 feet east of the east curbline of South Street, east for a distance of +/- 30 feet

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Street	Side	Location
East Main Street	North	Starting at the west curbline of White Street, west for a distance of +/- 10 feet
East Main Street	South	Starting at the east curbline of Anstice Street, east for a distance of +/- 50 feet
East Main Street	South	Starting at the west curbline of Anstice Street, west for a distance of +/- 40 feet
East Main Street	South	Starting at the east curbline of Church Street, east for a distance of +/- 30 feet
East Main Street	South	Starting at the west curbline of Church Street, west for a distance of +/- 24 feet
East Main Street	South	Starting at the east curbline of McCouns Lane, east for a distance of +/- 160 feet
East Main Street	South	Starting at the west curbline of McCouns Lane, west for a distance of +/- 50 feet
East Main Street	South	Starting at the east curbline of Pearl Street, east for a distance of +/- 30 feet
East Main Street	South	Starting at the west curbline of Pearl Street, west for a distance of +/- 30 feet
East Main Street	South	Starting at the west curbline of Sandy Hill Road, west for a distance of +/- 35 feet
East Main Street	South	Starting at the east curbline of South Street, east for a distance of +/- 15 feet
East Main Street	South	Starting at a point +/- 153 feet east of the east curbline of South Street, east for a distance of +/- 86 feet
East Main Street	South	Starting at a point +/- 153 feet east of the east curbline of South Street, east for a distance of +/- 115 feet; Fire Zone
East Roadway of Town of Oyster Bay Parking Field O-5	North	Starting at the west curbline of South Street (Route 106), west for a distance of +/- 40 feet
East Roadway of Town of Oyster Bay Parking Field O-5	North	Starting at a point +/- 88 feet west of the west curbline of South Street (Route 106), west for a distance of +/- 35 feet (to the parking field entrance)
East Roadway of Town of Oyster Bay Parking Field O-5	South	Starting at the west curbline of South Street (Route 106), west for a distance of +/- 119 feet (to the parking field entrance)

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Street	Side	Location
Elsie Avenue	North	Starting at the east curbline of South Street, east for a distance of +/- 98 feet
Elsie Avenue	South	Starting at the east curbline of South Street, east for a distance of +/- 164 feet
Fairview Lane	East	Starting at the south curbline of Mill River Road, south for a distance of +/- 30 feet
Fairview Lane	West	Starting at the south curbline of Mill River Road, south for a distance of +/- 30 feet
Florence Avenue	East	Starting at the north curbline of East Main Street, north for a distance of +/- 30 feet
Florence Avenue	West	Starting at the north curbline of East Main Street, north for a distance of +/- 30 feet
Glen Cove-Oyster Bay Road	North	Starting at the west curbline of Mill River Road, west for a distance of +/- 134 feet
Glen Cove-Oyster Bay Road	South	Starting at the west curbline of Mill River Road, west for a distance of +/- 366 feet
Grace Street	North	Starting at the west curbline of McCouns Lane, west for a distance of +/- 40 feet
Grace Street	South	Starting at the west curbline of McCouns Lane, west for a distance of +/- 40 feet
Hamilton Avenue	North	Starting at the west curbline of South Street, west for a distance of +/- 40 feet
Hamilton Avenue	South	Starting at the west curbline of South Street, west for a distance of +/- 35 feet
Highwood Road	East	Starting at the north curbline of School House Place, north for a distance of +/- 32 feet
Highwood Road	East	Starting at the south curbline of School House Place, south for a distance of +/- 32 feet
Hill Drive	East	Starting at the south curbline of Berry Hill Road, south for a distance of +/- 206 feet
Hill Drive	West	Starting at the south curbline of Berry Hill Road, south for a distance of +/- 60 feet
Hill Drive	West	Starting at the south curbline of Summit Court, south to the north curbline of Summit Court at physical median
Huckleberry Lane	Both	Starting at the south curbline of Schoolhouse Lane, south for a distance of +/- 50 feet

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Street	Side	Location
Irving Place	North	Starting at the east curbline of South Street, east for a distance of +/- 160 feet
Irving Place	South	Starting at the east curbline of South Street, east for a distance of +/- 124 feet
Ivy Street	East	Starting at the north curbline of Berry Hill Road, north for a distance of +/- 200 feet
Kellogg Street	East	Starting at the south curbline of Weeks Avenue, south for a distance of +/- 30 feet
Kellogg Street	West	Starting at the south curbline of Weeks Avenue, south for a distance of +/- 40 feet
Lake Avenue	East	Starting at the north curbline of Richard Place, north for a distance of +/- 30 feet
Lake Avenue	East	Starting at the south curbline of Richard Place, south for a distance of +/- 30 feet
Lake Avenue	East	Starting at the south curbline of West Main Street, south for a distance of +/- 1,000 feet
Lake Avenue	West	Starting at the north edge of Glen Cove-Oyster Bay Road, north to the south edge of Mill Hill Road
Larrabee Avenue	East	Starting at the south curbline of Shore Avenue, south for a distance of +/- 126 feet
Larrabee Avenue	East	Starting at the north curbline of West Main Street, north for +/- 95 feet
Larrabee Avenue	West	Starting at the north curbline of West Main Street, north for a distance of +/- 50 feet
Lexington Avenue	East	Starting at the south curbline of Orchard Street, south for a distance of +/- 50 feet
Lexington Avenue	East	Starting at the north curbline of Simcoe Street, north for a distance of +/- 30 feet
Lexington Avenue	East	Starting at the south curbline of Simcoe Street, south for a distance of +/- 30 feet
Lexington Avenue	East	Starting at the north curbline of Tooker Avenue, north for a distance of +/- 37 feet
Lexington Avenue	East	Starting at the south curbline of Tooker Avenue, south for a distance of +/- 80 feet
Lexington Avenue	East	Starting at the south curbline of West Main Street, south for a distance of +/- 50 feet

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Street	Side	Location
Lexington Avenue	North	Starting at the east curbline of Sampson Street, east to the west curbline of South Street
Lexington Avenue	Southwest	Starting at the west curbline of Pine Hollow Road, northwest to a point opposite the west curbline of Sampson Street
Lexington Avenue	West	Starting at the north curbline of Capitol Heights Road, north for a distance of +/- 50 feet
Lexington Avenue	West	Starting at the south curbline of Capitol Heights Road, south for a distance of +/- 50 feet
Lexington Avenue	West	Starting at the south curbline of Mill River Road, south for a distance of +/- 80 feet
Lexington Avenue	West	Starting at the south curbline of West Main Street, south for a distance of +/- 30 feet
Maxwell Avenue	East	Starting at the north curbline of Shore Avenue, north for a distance of +/- 130 feet
Maxwell Avenue	East	Starting at the south curbline of Shore Avenue, south for a distance of +/- 25 feet
Maxwell Avenue	East	Starting at the north curbline of West Main Street, north for a distance of +/- 30 feet
Maxwell Avenue	West	Starting at the north curbline of Shore Avenue, north for a distance of +/- 180 feet
Maxwell Avenue	West	Starting at the south curbline of Shore Avenue, south for a distance of +/- 103 feet
McCouns Lane	East	Starting at the south curbline of East Main Street, south for a distance of +/- 50 feet
McCouns Lane	West	Starting at the south curbline of East Main Street, south for a distance of +/- 50 feet
Mill River Road	East	Starting at the north curbline of Capital Heights Road, north to the south curbline of Harbour Lane
Mill River Road	East	Starting at the south curbline of Capital Heights Road, south for a distance of +/- 125 feet
Mill River Road	West	Starting at the north curbline of Glen Cove-Oyster Bay Road, north for a distance of +/- 725 feet
Orchard Street	North	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 50 feet
Orchard Street	North	Starting at the west curbline of South Street, west for a distance of +/- 80 feet

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Street	Side	Location
Orchard Street	South	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 74 feet
Orchard Street	South	Starting at the west curbline of Prospect Street, west for a distance of +/- 50 feet
Park Avenue	East	Starting at the south curbline of Berry Hill Road, south for a distance of +/- 166 feet
Park Avenue	West	Starting at the south curbline of Berry Hill Road, south for a distance of +/- 30 feet
Pearl Street	East	Starting at the south curbline of East Main Street, south for a distance of +/- 50 feet
Pearl Street	West	Starting at the south curbline of East Main Street, south for a distance of +/- 50 feet
Pine Drive	North	Starting at the east curbline of Pine Hollow Road, east for a distance of +/- 40 feet
Pine Drive	South	Starting at the east curbline of Pine Hollow Road, east for a distance of +/- 70 feet
Prospect Street	East	Starting at the south curbline of Orchard Street, south for a distance of +/- 30 feet
Prospect Street	East	Starting at the north curbline of Simcoe Street, north for a distance of +/- 30 feet
Prospect Street	West	Starting at the south curbline of Orchard Street, south for a distance of +/- 30 feet
Prospect Street	West	Starting at the north curbline of Simcoe Street, north for a distance of +/- 30 feet
Sampson Street	East	Starting at the north curbline of Lexington Avenue, north for a distance of +/- 65 feet
School House Place	North	Starting at the east curbline of Highwood Road, east for a distance of +/- 32 feet
School Street	East	Starting at the south curbline of Summit Street, south for a distance of +/- 78 feet
School Street	West	Starting at the south curbline of Summit Street, south for a distance of +/- 40 feet
School Street	West	Starting at the south curbline of Weeks Avenue, south for a distance of +/- 30 feet
Ships Point Lane	East	Starting at the north curbline of Anchor Court, north to the northerly termination of Ships Point Lane

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Street	Side	Location
Ships Point Lane	West	Starting at the north curbline of East Main Street, north for a distance of +/- 30 feet
Ships Point Lane	West	Starting at the north curbline of Melbourne Street, north to the northerly termination of Ships Point Lane
Ships Point Lane	West	Starting at the south curbline of Sidney Street, south for a distance of +/- 30 feet
Shore Avenue	North	Starting at a point +/- 470 feet east of the east curbline of Larrabee Avenue, east for a distance of +/- 40 feet
Shore Avenue	North	Starting at the east curbline of Maxwell Avenue, east for a distance of +/- 12 feet
Shore Avenue	North	Starting at a point +/- 194 feet west of the west curbline of Maxwell Avenue, west for a distance of +/- 30 feet
Shore Avenue	South	Starting at the east curbline of Larrabee Avenue, east for a distance of +/- 140 feet
Shore Avenue	South	Starting at the east curbline of Maxwell Avenue, east for a distance of +/- 24 feet
Shore Avenue	South	Starting at the west curbline of Spring Street, west for a distance of +/- 23 feet
Shoreline Avenue	South	Starting at the west curbline of Maxwell Avenue, west for a distance of +/- 40 feet
Simcoe Street	North	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 40 feet
Simcoe Street	North	Starting at the west curbline of Prospect Street, west for a distance of +/- 40 feet
Simcoe Street	South	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 40 feet
Singworth Street	East	Starting at the north curbline of Marion Street, north for a distance of +/- 50 feet
Singworth Street	East	Starting at the south curbline of Marion Street, south for a distance of +/- 50 feet
Singworth Street	West	Starting at the south intersection of Berry Hill Road, south for a distance of +/- 90 feet
Spring Street	East	Starting at the south curbline of Shore Avenue, south for a distance of +/- 20 feet

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Street	Side	Location
Spring Street	East	Starting at the north curbline of West Main Street, north for a distance of +/- 20 feet
Spring Street	East	Starting at the south curbline of West Main Street, south for a distance of +/- 20 feet
Spring Street	West	Starting at the south curbline of Shore Avenue, south for a distance of +/- 20 feet
Spring Street	West	Starting at the north curbline of West Main Street, north for a distance of +/- 15 feet
Spring Street	West	Starting at the south curbline of West Main Street, south for a distance of +/- 30 feet
Summers Street	East	Starting at the south curbline of Berry Hill Road, south for a distance of +/- 30 feet
Summers Street	West	Starting at the north curbline of Berry Hill Road, north for a distance of +/- 30 feet
Summit Court	East	Starting at the north curbline of Hill Drive, north for a distance of +/- 47 feet
Summit Court	West	Starting at the north curbline of Hill Drive, north for a distance of +/- 60 feet
Summit Street	North	Starting at the east curbline of South Street (Route 106), east for a distance of +/- 50 feet
Summit Street	South	Starting at the west curbline of Anstice Street, west for a distance of +/- 40 feet
Summit Street	South	Starting at the east curbline of Irving Court (a/k/a Private Lane), east for a distance of +/- 20 feet
Summit Street	South	Starting at the east curbline of School Street, east for a distance of +/- 30 feet
Summit Street [Amended 9-14-2021 by L.L. No. 13-2021]	South	Starting at the east curbline of South Street, east for a distance of +/- 40 feet
Tooker Avenue	North	Starting at the west curbline of South Street, west for a distance of +/- 50 feet
Tooker Avenue	South	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 70 feet
Tooker Avenue	South	Starting at the west curbline of South Street, west for a distance of +/- 50 feet
Underhill Avenue	East	Starting at the north curbline of Mill River Road, north for a distance of +/- 50 feet

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Street	Side	Location
Underhill Avenue	West	Starting at the north curbline of Mill River Road, north for a distance of +/- 50 feet
Weeks Avenue	North	Starting at the east curbline of Anstice Street, east for a distance of +/- 50 feet
Weeks Avenue	North	Starting at the north curbline of Anstice Street, west for a distance of +/- 50 feet
Weeks Avenue	North	Starting at the west curbline of School Street, west for a distance of +/- 40 feet
Weeks Avenue	North	Starting at the east curbline of South Street, east for a distance of +/- 175 feet
Weeks Avenue	South	Starting at the east curbline of Anstice Street, east for a distance of +/- 50 feet
Weeks Avenue	South	Starting at the west curbline of Anstice Street, west to the east curbline of School Street
Weeks Avenue	South	Starting at the east curbline of Kellogg Street, east for a distance of +/- 20 feet
Weeks Avenue	South	Starting at the west curbline of Kellogg Street, west for a distance of +/- 25 feet
Weeks Avenue	South	Starting at the west curbline of School Street, west for a distance of +/- 30 feet
West Main Street	North	Starting at the west curbline of Bayside Avenue, west to a point opposite the east curbline of Lake Avenue
West Main Street	North	Starting at the east curbline of Larrabee Avenue, east for a distance of +/- 55 feet
West Main Street	North	Starting at the west curbline of Larrabee Avenue, west for a distance of +/- 40 feet
West Main Street	North	Starting at a point +/- 110 feet east of the east curbline of Maxwell Avenue, east for a distance of +/- 120 feet
West Main Street	North	Starting at the west curbline of Maxwell Avenue, west for a distance of +/- 30 feet
West Main Street	North	Starting at a point +/- 288 feet west of the west curbline of Maxwell Avenue, west for a distance of +/- 135 feet
West Main Street	North	Starting at the west curbline of South Street, west for a distance of +/- 45 feet

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Street	Side	Location
West Main Street	North	Starting at the east curbline of Spring Street, east for a distance of +/- 15 feet
West Main Street	North	Starting at the west curbline of Spring Street, west for a distance of +/- 28 feet
West Main Street	North	Starting at a point opposite the east curbline of Underhill Avenue, east for a distance of +/- 100 feet
West Main Street	South	Starting at a point opposite the west curbline of Bayside Avenue, west to the east curbline of Lake Avenue
West Main Street	South	Starting at the west curbline of South Street, west for a distance of +/- 30 feet
West Main Street	South	Starting at the east curbline of Spring Street, east for a distance of +/- 15 feet
West Main Street	South	Starting at the west curbline of Spring Street, west for a distance of +/- 30 feet
West Main Street	South	Starting at the east curbline of Underhill Avenue, east to the west curbline of Lexington Avenue
West Main Street	South	Starting at the west curbline of Underhill Avenue, west for a distance of +/- 30 feet
White Street	East	Starting at the north curbline of East Main Street, north for a distance of +/- 30 feet
White Street	West	Starting at the north curbline of East Main Street, north for a distance of +/- 137 feet

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Street	Side	Location
Acorn Lane [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 35 feet west of the west curbline of Chestnut Drive, east to the curbline
Acorn Lane [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 35 feet west of the west curbline of Chestnut Drive, east to the curbline
Amby Avenue	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet

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Street	Side	Location
Amby Avenue	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Amherst Drive	East	Starting at a point +/- 30 feet south of the point opposite the south curbline of Eton Place, north for a distance of +/- 90 feet
Amherst Drive	West	Starting at the north curbline of Eton Place, north for a distance of +/- 30 feet
Amherst Drive	West	Starting at the south curbline of Eton Place, south for a distance of +/- 30 feet
Ann Court	East	Starting at the south curbline of Washington Avenue, south for a distance of +/- 50 feet
Ann Court	West	Starting at the south curbline of Washington Avenue, south for a distance of +/- 58 feet
Barnum Avenue	East	Starting at a point opposite the north curbline of Nathan Drive, south for a distance of +/- 150 feet
Barnum Avenue	East	Starting at a point +/- 55 feet south of the south curbline of Old Country Road, south for a distance of +/- 110 feet
Belmont Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 375 feet
Belmont Avenue	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 35 feet
Belmont Avenue	West	Starting at a point +/- 150 feet south of the south curbline of Old Country Road, south to the north curbline of Pamela Court
Belmont Avenue	West	Starting at the south curbline of Pamela Court, south for a distance of +/- 30 feet
Broadway	South	Starting at the west curbline of the northbound exit of the Seaford-Oyster Bay Expressway, west for a distance of +/- 100 feet
Battle Row	North	Starting at the east curbline of Round Swamp Road, east to its dead end, a distance of +/- 1500 feet
Battle Row	South	Starting at the east curbline of Claremont Street, east for a distance of +/- 170 feet
Battle Row	South	Starting at the east curbline of Round Swamp Road, east to the west curbline of Claremont Street for a distance of +/- 1,300 feet

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Street	Side	Location
Blanche Street	North	Starting at the curbline of South Oyster Bay Road, east for a distance of +/- 50 feet
Blanche Street	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 45 feet
Brown Drive	North	Starting at the west curbline of Plainview Road, west for a distance of +/- 30 feet
Brown Drive	South	Starting at the west curbline of Plainview Road, west for a distance of +/- 30 feet
Central Park Road	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Central Park Road	East	Starting at the north curbline of Sydney Street, north for a distance of +/- 40 feet
Central Park Road	East	Starting at the south curbline of Sydney Street, north for a distance of +/- 40 feet
Central Park Road	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 180 feet
Central Park Road	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 30 feet
Central Park Road	West	Starting at the north curbline of Midwood Drive, south for a distance of +/- 127 feet
Central Park Road	West	Starting at the south curbline of Midwood Drive, south to the north curbline of Pine Street
Central Park Road	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 350 feet
Central Park Road	West	Starting at the south curbline of Pine Street, south for a distance of +/- 165 feet
Chestnut Drive	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 50 feet
Chestnut Drive [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 35 feet north of the north curbline of Acorn Lane, south to the curbline
Chestnut Drive [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 35 feet south of the south curbline of Acorn Lane, north to the curbline
Chestnut Drive	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 55 feet

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Street	Side	Location
Claremont Road	East	Starting at the east curbline of Bethpage Sweet Hollow Road, south for a distance of +/- 1,800 feet
Claremont Street	North and West	Starting at the east curbline of Round Swamp Road, east and north to the south curbline of Battle Row
Claremont Street	South and East	Starting at the east curbline of Round Swamp Road, east and north to the south curbline of Battle Row
Colonial Gate	North	Starting at the west curbline of Washington Avenue, west for a distance of +/- 365 feet
Colonial Gate	South	Starting at the west curbline of Washington Avenue, west for a distance of +/- 230 feet
Commercial Street	North	Starting at the east curbline of South Terminal Drive, east to its dead end
Commercial Street	North	Starting at the west curbline of South Terminal Drive, west to the west curbline of Skyline Drive
Commercial Street	South	Starting at the east curbline of Skyline Drive, east to its dead end
Coronet Lane	West	Starting at the south intersection of Woodbury Road, south for a distance of +/- 45 feet
Devonshire Court	North	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 50 feet
Devonshire Court	South	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 50 feet
Diamond Drive	East	Starting at the north curbline of Main Parkway, north for a distance of +/- 35 feet
East Ames Court	North	Starting at the east curbline of Terminal Drive, east for a distance of +/- 46 feet
East Ames Court	North	Starting at a point +/- 222 feet east of the east curbline of Terminal Drive, east to the west curbline of Executive Drive
East Ames Court	South	Starting at the east curbline of Terminal Drive, South, east to the west curbline of Executive Drive
East Bethpage Road	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 48 feet
East Gate	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 36 feet
East Gate	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 36 feet

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Street	Side	Location
Evelyn Road	South	Starting at the east curbline of Maple Gate, east for a distance of +/- 40 feet
Evelyn Road	South	Starting at the west curbline of Maple Gate, west for a distance of +/- 40 feet
Executive Drive	North	Starting at the east curbline of Sunnyside Boulevard, east to west curbline of Washington Avenue
Executive Drive	South	Starting at the east curbline of Commercial Street, east to the west curbline of Express Street
Executive Drive	South	Starting at the east curbline of East Ames Court, east to the west curbline of Commercial Street
Executive Drive	South	Starting at the east curbline of Express Street, east to the west curbline of Washington Avenue
Executive Drive	South	Starting at the east curbline of Sunnyside Boulevard, east to the west curbline of East Ames Court
Express Street	North	Starting at the east curbline of Skyline Drive, east to its dead end
Fairchild Avenue	South	Starting at the east curbline of Sunnyside Boulevard, east for a distance of +/- 565 feet
Farmers Avenue	West	Starting at the north curbline of Allan Gate, north for a distance of +/- 50 feet
Fern Place	South	Starting at the east curbline of Orchard Street, east for a distance of +/- 30 feet
Floral Avenue	East	Starting at the north curbline of Gates Avenue, north for a distance of +/- 50 feet
Floral Avenue	East	Starting at the south curbline of Gates Avenue, south for a distance of +/- 46 feet
Floral Avenue	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
Forest Drive	North	Starting at the west curbline of Orchard Street, west for a distance of +/- 34 feet
Garden Gate	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 86 feet
Garden Gate	East	Starting at a point +/- 152 feet south of the south curbline of Old Country Road to the north curbline of Violet Lane
Gary Place	North	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 45 feet

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Street	Side	Location
Gary Place	South	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 45 feet
Gerhard Road	East	Starting +/- 101 feet north of a point opposite the east curbline of Gerhard Road, where it meets the west curbline of Gerhard Road East, north for a distance of +/- 14 feet
Gerhard Road	East	Starting at a point +/- 62 feet south of the south curbline of Old Country Road, south for a distance of +/- 298 feet
Gerhard Road	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 36 feet
Gerhard Road	West	Starting from the north curbline of Margaret Drive, north for a distance of +/- 40 feet
Gerhard Road	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 41 feet
Gerhard Road	West	Starting at a point +/- 210 feet south of the south curbline of Old Country Road, south for a distance of +/- 90 feet
Grohmans Lane	East	Starting at the south curbline of Fairview Lane, south for a distance of +/- 40 feet
Grohmans Lane	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 104 feet
Grohmans Lane	West	Starting at the north curbline of Briggs Road, north for a distance of +/- 40 feet
Grohmans Lane	West	Starting at the north curbline of Lincoln Road, north for a distance of +/- 84 feet
Grohmans Lane	West	Starting at the south curbline of Lincoln Road, south for a distance of +/- 30 feet
Grohmans Lane	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 108 feet
Guild Court	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 80 feet
Guild Court	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 60 feet
Harvard Drive North	South	Starting at a point +/- 240 feet north of the north curbline of Bucknell Drive, north for a distance of +/- 480 feet

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Street	Side	Location
Haypath Road	North	Starting at the west curbline of Colonial Drive, west to the east curbline of Lent Drive
Haypath Road	North	Starting at the east curbline of Forte Avenue, east for a distance of +/- 30 feet
Haypath Road	North	Starting at the east curbline of Eleanore Road, east for a distance of +/- 40 feet
Haypath Road	North	Starting at the west curbline of Old Bethpage Road, west for a distance of +/- 226 feet
Haypath Road	North	Starting at the west curbline of Round Swamp Road, west for a distance of +/- 30 feet
Haypath Road	South	Starting at the west curbline of Cindy Drive, west to the east curbline of Evelyn Drive
Haypath Road	South	Starting at the west curbline of Old Bethpage Road, west for a distance of +/- 226 feet
Haypath Road	South	Starting at the west curbline of Round Swamp Road, west for a distance of +/- 62 feet
Hollywood Drive	East	Starting at a point +/- 150 feet south of the south curbline of Pasadena Drive, south for a distance of +/- 200 feet
Hope Drive	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
Hope Drive	West	Starting at the south curbline of Old Country Road, south to the north curbline of Hope Court
Jamaica Avenue	North	Starting at the east curbline of Oak Drive, east for a distance of +/- 71 feet
Jamaica Avenue	North	Starting at the west curbline of Oak Drive, west for a distance of +/- 50 feet
Jamaica Avenue	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Jamaica Avenue	South	Starting at the west curbline of Pasadena Drive, west for a distance of +/- 40 feet
Janet Drive	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 50 feet
Janet Drive	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 47 feet

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Street	Side	Location
Joel Place	East	Starting at the south curbline of Old Country Road, south to a point opposite the north curbline of Morton Boulevard
Joel Place	West	Starting at the north curbline of Morton Boulevard, north for a distance of +/- 30 feet
Joel Place	West	Starting at the south curbline of Morton Boulevard, south for a distance of +/- 30 feet
Joel Place	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 32 feet
Kalda Lane	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Kalda Lane	East	Starting at a point +/- 50 feet north of the north curbline of Old Country Road, north to the south curbline of Ruby Lane
Kalda Lane	East	Starting at the north curbline of Ruby Lane, north for a distance of +/- 50 feet
Kalda Lane	East	Starting at the south curbline of Ruby Lane, south for a distance of +/- 50 feet
Kalda Lane	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 60 feet
Kalda Lane	West	Starting at the north curbline of Ruby Lane, north for a distance of +/- 50 feet
Kalda Lane	West	Starting at the south curbline of Ruby Lane, south for a distance of +/- 50 feet
Knowles Street	South	Starting at the east curbline of Lester Place, east for a distance of +/- 50 feet
Knowles Street	South	Starting at the west curbline of Lester Place, west for a distance of +/- 50 feet
Knowles Street	South	Starting at the east curbline of Rex Place, east for a distance of +/- 280 feet
Lester Place	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 183 feet
Lester Place	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 163 feet
Library Lane	North	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 35 feet

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Street	Side	Location
Library Lane	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 35 feet
Lincoln Gate	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
Lincoln Gate	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 30 feet
Long Island Expressway, north service road	North	From a point +/- 236 feet west of the west curbline of Round Swamp Road, west for a distance of +/- 178 feet
Long Island Expressway, south service road	North	From a point opposite the east curbline of Newtown Road, east for a distance of +/- 380 feet
Main Parkway	North	Starting at the east curbline of Diamond Drive, east for a distance of +/- 35 feet
Main Parkway	South	Starting at the east curbline of Diamond Drive, east for a distance of +/- 40 feet
Main Parkway	South	Starting at the west curbline of Diamond Drive, west for a distance of +/- 40 feet
Main Parkway East	North	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 50 feet
Main Parkway East	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 72 feet
Manetto Hill Road	East	Starting at the south curbline of Country Drive, south to the north curbline of Edgewood Gate
Manetto Hill Road	East	Starting at the south curbline of Devonshire Court, south and southeast to a point +/- 70 feet northwest of a point opposite the northwest curbline of Nick Place
Manetto Hill Road	East	Starting at the south curbline of Edgewood Drive, south to the north curbline of Gilbert Lane
Manetto Hill Road	East	Starting at the south curbline of Gary Place, south to a point +/- 70 feet north of the north curbline of Country Drive
Manetto Hill Road	East	Starting at the south curbline of Gilbert Lane, south and southeast to a point +/- 70 feet north of the north curbline of Devonshire Court

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Street	Side	Location
Manetto Hill Road	East	Starting at a point +/- 80 feet north of the north curbline of Old Country Road, north to Washington Avenue
Manetto Hill Road	East	Starting at the south curbline of Rita Lane, south to the north curbline of Gary Place
Manetto Hill Road	East	Starting at the north curbline of Robin Lane, north to the south curbline of Montclair Road
Manetto Hill Road	East	Starting at the south curbline of Sally Lane, south for a distance of +/- 40 feet
Manetto Hill Road	Northeast	Starting at a point +/- 70 feet southeast of a point opposite the northwest curbline of Canterbury Road, southeast to the northeast curbline of the L.I.E. exit ramp
Manetto Hill Road	Northeast	Starting at the southeast curbline of the L.I.E. exit ramp, southeast to a point opposite the northwest curbline of Canterbury Road
Manetto Hill Road	Northeast	Starting at the southeast curbline of the L.I.E. exit ramp, southeast to the northeast curbline of the L.I.E. exit ramp
Manetto Hill Road	Northeast	Starting at the southeast curbline of the L.I.E. exit ramp, southeast to the northeast curbline of the Northern State Parkway Exit ramp
Manetto Hill Road	Northeast	Starting at a point opposite the northwest curbline of Nick Place, southeast to a point +/- 70 feet northwest of the northeast curbline of Washington Avenue
Manetto Hill Road	Northeast	Starting at the southeast curbline of the Northern State Parkway exit ramp, southeast to the northeast curbline of Sally Lane
Manetto Hill Road	Northeast	Starting at the southeast curbline of Robin Lane, southeast to a point +/- 70 feet northwest of the northeast curbline of Rita Lane
Manetto Hill Road	Northeast	Starting at the southeast curbline of Woodbury Road, southeast to the northeast curbline of the L.I.E. exit (westbound ramp)
Manetto Hill Road	Southwest	Starting at a point +/- 70 feet southeast of the southwest curbline of Library Lane, southeast and south to the north curbline of Country Drive

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Street	Side	Location
Manetto Hill Road	Southwest	Starting at the southwest curbline of the south service road, southeast to the northwest curbline of Canterbury Road
Manetto Hill Road	Southwest	Starting at the southwest curbline of Woodbury Road, southeast to the northwest curbline of the south service road
Manetto Hill Road	West	Starting at a point +/- 244 feet south of the south curbline of Canterbury Road, south to the north curbline of the exit and entrance to the Northern State Parkway
Manetto Hill Road	West	Starting at the south curbline of Central Park Road, south for a distance of +/- 30 feet
Manetto Hill Road	West	Starting at a point +/- 70 feet south of the south curbline of Country Drive, south and southeast to a point opposite the southeast curbline of Devonshire Court
Manetto Hill Road	West	Starting at a point +/- 70 feet south of a point opposite the southeast curbline of Devonshire Court, south to the north curbline of Nick Place
Manetto Hill Road	West	Starting at the north curbline of Guild Court (south), north for a distance of +/- 35 feet
Manetto Hill Road	West	Starting at the south curbline of Guild Court (south), south to the north curbline of Old Country Road
Manetto Hill Road	West	Starting at the north curbline of Library Lane, north for a distance of +/- 50 feet
Manetto Hill Road	West	Starting at a point +/- 70 feet south of the south curbline of Nick Place, south and southeast to the northwest curbline of Guild Court (north)
Manetto Hill Road	West	Starting at a point +/- 270 feet south of the south curbline of the Northern State Parkway exit, south for a distance of +/- 40 feet
Maple Gate	East	Starting at the south curbline of Evelyn Road, south for a distance of +/- 94 feet
Maple Gate	West	Starting at the south curbline of Evelyn Road, south for a distance of +/- 40 feet
Margaret Drive	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 67 feet

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Street	Side	Location
Margaret Drive	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 40 feet
Margaret Drive East	North	Starting at the west curbline of Gerhard Road, west for a distance of +/- 35 feet
Melissa Lane	North	Starting at the west curbline of Round Swamp Road, west for a distance of +/- 40 feet
Melissa Lane	South	Starting at the west curbline of Round Swamp Road, west for a distance of +/- 40 feet
Midwood Drive	North	Starting at the west curbline of Central Park Road, west for a distance of +/- 142 feet
Midwood Drive	North	Starting at a point +/- 215 feet west of the west curbline of Central Park Road, west for a distance of +/- 100 feet
Midwood Drive	South	Starting at the west curbline of Central Park Road, west for a distance of +/- 30 feet
Milne Place	East	Starting at the north curbline of Main Parkway East, north for a distance of +/- 30 feet
Morton Boulevard	North	Starting at the west curbline of Joel Place, west for a distance of +/- 60 feet
Morton Boulevard	South	Starting from the west curbline of Joel Place, west for a distance of +/- 60 feet
Newtown Road	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 518 feet
Newtown Road	East	Starting at a point +/- 748 feet north of the north curbline of Old Country Road, north to the south curbline of the south service road (L.I.E.)
Newtown Road	West	Starting at the north curbline of Old Country Road, north to the south curbline of the south service road (L.I.E.)
Nick Place	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 40 feet
Northern Parkway	South	Starting at the east curbline of Wood Lane, east for a distance of +/- 35 feet
Northern Parkway	South	Starting from the west curbline of Wood Lane, west for a distance of +/- 35 feet
Oak Drive	East	Starting at the north curbline of Jamaica Avenue, north for a distance of +/- 50 feet

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Street	Side	Location
Oak Drive	West	Starting at the north curbline of Jamaica Avenue, north for a distance of +/- 50 feet
Old Bethpage Road	East	Starting at a point +/- 120 feet north of the north curbline of Palo Alto Drive, north for a distance of +/- 484 feet
Old Bethpage Road	West	Starting at the north curbline of Capri Gate, north to Plainview Road
Old Bethpage Road	West	Starting +/- 150 feet south of the south curbline of Haypath Road, south for a distance of +/- 40 feet
Old Country Road	North	From Central Park Road East, west to Central Park Road
Old Country Road	North	Starting at the west curbline of East Bethpage Road, west for a distance of +/- 238 feet
Old Country Road	North	Starting at a point +/- 298 feet west of the west curbline of East Bethpage Road, west to the east curbline of Iris Road
Old Country Road	North	Starting at the west curbline of Iris Road, west to Ramsey Road
Old Country Road	North	From Kalda Lane, west to Sylvia Lane
Old Country Road	North	Starting at a point +/- 80 feet west of the west curbline of Lester Place, west to Rex Place
Old Country Road	North	Starting at a point +/- 94 feet west of the west curbline of Manetto Hill Road, west to Lester Place
Old Country Road	North	Starting at a point +/- 80 feet west of the west curbline of Maple Gate, west to a point +/- 58 feet east of the east curbline of Pasadena Drive
Old Country Road	North	Starting at the Nassau County-Suffolk County Line, southerly and then west to the west curbline of Newtown Road
Old Country Road	North	Starting at the west curbline of Newtown Road, west to East Bethpage Road
Old Country Road	North	Starting at the west curbline of Norma Court, west to the east curbline of South Oyster Bay Road
Old Country Road	North	Starting at a point +/- 80 feet west of the west curbline of Orchard Street, west to Manor Street
Old Country Road	North	From Pasadena Drive, west to Orchard Street

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Street	Side	Location
Old Country Road	North	Starting at the west curbline of Ramsey Road, west for a distance of +/- 220 feet
Old Country Road	North	Starting at a point +/- 80 feet west of the west curbline of Rex Place, west to Central Park Road East
Old Country Road	North	Starting at the east curbline of South Gate, east for a distance of +/- 40 feet
Old Country Road	North	Starting at the west curbline of South Gate, west for a distance of +/- 30 feet
Old Country Road	North	Starting at a point +/- 160 feet west of the west curbline of South Gate, west to the east curbline of Manetto Hill Road
Old Country Road	North	Starting at a point +/- 100 feet west of the west curbline of Stauber Drive, west to Maple Gate
Old Country Road	North	From Sylvia Lane, west to Stauber Drive
Old Country Road	North	Starting at a point +/- 86 feet west of the west curbline of Universal Boulevard, west to Norma Court
Old Country Road	Southeast	Starting at the east curbline of Round Swamp Road, northeasterly to Nassau County-Suffolk County Line
Old Country Road	South	From Belmont Avenue, east to Barnum Avenue
Old Country Road	South	Starting at a point +/- 90 feet east of the east curbline of Floral Avenue, east to Patton Place
Old Country Road	South	Starting at a point +/- 84 feet east of the east curbline of Garden Gate, east to Janet Drive
Old Country Road	South	Starting at a point +/- 76 feet west of the west curbline of Garden Gate, west for a distance of +/- 44 feet; except that this entry shall not apply to police cars
Old Country Road	South	Starting at a point +/- 70 feet east of the east curbline of Gerhard Road, east to the west curbline of Gerhard Road East
Old Country Road	South	From Grohmans Lane, east to Margaret Drive
Old Country Road	South	Starting at the west curbline of Hope Drive, west for a distance of +/- 40 feet
Old Country Road	South	From Janet Drive, east to Floral Avenue
Old Country Road	South	Starting at the west curbline of Lincoln Gate, west for a distance of +/- 30 feet

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Street	Side	Location
Old Country Road	South	From Margaret Drive, east to Gerhard Road
Old Country Road	South	Starting at a point +/- 60 feet west of the west curbline of the west entrance/exit road of the Nassau County Plainview offices, west to the east curbline of Santa Barbara Drive
Old Country Road	South	Starting at the west curbline of Palo Alto Drive, west to the east curbline of Plainview Road
Old Country Road	South	Starting at a point +/- 90 feet east of the east curbline of Patton Place, east to Belmont Avenue
Old Country Road	South	Starting at a point +/- 108 feet west of the west curbline of Plainview Road, west to Hope Drive
Old Country Road	South	Island between the west curbline and the east curbline of Round Swamp Road
Old Country Road	South	Starting at the west curbline of Round Swamp Road, west to the east curbline of the west entrance/exit to the Nassau County Plainview offices
Old Country Road	South	Starting at the west curbline of Santa Barbara Drive, west to the east curbline of Palo Alto Drive
Old Country Road	South	Starting at the east curbline of South Oyster Bay Road, east to Garden Gate
Old Country Road	South	Starting at a point +/- 48 feet west of a point opposite the west curbline of Stauber Drive, west for a distance of +/- 18 feet
Orchard Street	East	Starting at the east curbline of Orchard Street-Forest Drive intersection, southerly to the north curbline of Fern Place, a distance of +/- 609 feet
Orchard Street	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Orchard Street	West	Starting at the east curbline of Orchard Street-Forest Drive intersection, south for a distance of +/- 112 feet
Orchard Street	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Pal Street	North	Starting at the east curbline of Sunnyside Boulevard, southeasterly for a distance of +/- 30 feet
Pal Street	North	Starting at the west curbline of Sunnyside Boulevard, northwesterly for a distance of +/- 30 feet

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Street	Side	Location
Pal Street	South	Starting at the east curbline of Sunnyside Boulevard, southeasterly for a distance of +/- 30 feet
Pal Street	South	Starting at the west curbline of Sunnyside Boulevard, northwesterly for a distance of +/- 30 feet
Parkway Drive	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Parkway Drive	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Pasadena Drive	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Pasadena Drive	East	Starting at the south curbline of Southern Parkway, south for a distance of +/- 40 feet
Pasadena Drive	West	Starting at the south curbline of Jamaica Avenue, south for a distance of +/- 40 feet
Pasadena Drive	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 46 feet
Pasadena Drive	West	Starting at the south curbline of Richard Court, south for a distance of +/- 25 feet
Pasture Lane	East	Starting at the south curbline of Simpson Drive, south for a distance of +/- 44 feet
Patton Place	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 60 feet
Patton Place	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 60 feet
Pine Street	North	Starting at the west curbline of Central Park Road, west for a distance of +/- 90 feet
Pine Street	South	Starting at the west curbline of Central Park Road, west for a distance of +/- 90 feet
Plainview Drive	West	Starting at the south curbline of Brown Drive, south for a distance of +/- 74 feet
Plainview Road	East	Starting at the south curbline of Algiers Street, south for a distance of +/- 50 feet
Plainview Road	East	Starting at the south curbline of Old Bethpage Road, south to a point opposite a point +/- 20 feet south of the south curbline of Barbara Lynn Court
Plainview Road	East	Starting at the south curbline of Old Country Road, south to the northeast curbline of Old Bethpage Road

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Street	Side	Location
Plainview Road	West	Starting at the north curbline of Brown Drive, north for a distance of +/- 40 feet
Plainview Road	West	Starting at the south curbline of Old Country Road, south to the north curbline of Barbara Lynn Court
Pleasant Avenue	South	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 30 feet
Presidential Drive South	North	Starting at the east curbline of Washington Avenue, east for a distance of +/- 40 feet
Presidential Drive South	South	Starting at the east curbline of Washington Avenue, east for a distance of +/- 60 feet
Princeton Drive	South	Starting at a point opposite and +/- 60 feet west of the west curbline of Cornell Drive, west for a distance of +/- 40 feet
Ramsey Road	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Ramsey Road	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 75 feet
Rex Place	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 40 feet
Rex Place	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Richard Court	West	Starting at a point opposite the property line of House Nos. 10 and 12, south for a distance of +/- 150 feet
Richard Court South	North	Starting at the west curbline of Pasadena Drive, west for a distance of +/- 30 feet
Rose Street	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 40 feet
Rose Street	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 40 feet
Round Swamp Road	East	Starting at a point +/- 228 feet south of the south curbline of the north exit ramp (Bus and Vehicle Loop), of Old Bethpage Grade School, south for a distance of +/- 52 feet
Round Swamp Road	East	Starting at the north curbline of Winding Road, north for a distance of +/- 80 feet
Round Swamp Road	East	Starting at the south curbline of Winding Road, south for a distance of +/- 166 feet

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Street	Side	Location
Round Swamp Road	West	Starting at the north curbline of Haypath Road, north for a distance of +/- 60 feet
Round Swamp Road	West	Starting at the north curbline of Melissa Lane, north for a distance of +/- 310 feet
Round Swamp Road	West	Starting at the south curbline of Melissa Lane, south for a distance of +/- 278 feet
Roundtree Drive	South	Starting at the east curbline of Iris Road, east for a distance of +/- 80 feet
Ruby Lane	North	Starting at the east curbline of Kalda Lane, east for a distance of +/- 50 feet
Ruby Lane	North	Starting at the west curbline of Kalda Lane, west for a distance of +/- 50 feet
Ruby Lane	North	Starting at the east curbline of Opal Drive, east for a distance of +/- 30 feet
Ruby Lane	South	Starting at the east curbline of Kalda Lane, east for a distance of +/- 50 feet
Ruby Lane	South	Starting at the west curbline of Kalda Lane, west for a distance of +/- 50 feet
Ruby Lane	South	Starting at a point +/- 120 feet from the west curbline of Kalda Lane, west then north for a distance of +/- 200 feet
Sally Lane	North	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 150 feet
Sally Lane	North	Starting at the east curbline of Summit Street, west for a distance of +/- 80 feet
Sally Lane	South	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 75 feet
Sally Lane	South	Starting at the west curbline of Manetto Hill Road, east for a distance of +/- 60 feet
Sally Lane	South	Starting at the west curbline of Summit Street, west for a distance of +/- 50 feet
Sidney Street	North	Starting at the east curbline of Central Park Road, east for a distance of +/- 40 feet
Sidney Street	South	Starting at the east curbline of Central Park Road, east for a distance of +/- 40 feet
Simpson Drive	West	Starting at the south curbline of Pasture Lane, south for a distance of +/- 50 feet

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Street	Side	Location
Skyline Drive	East	Starting at the north curbline of Express Street, south for a distance of +/- 115 feet
Skyline Drive	East	Starting at a point +/- 285 feet south of the north curbline of Express Street, south to the south curbline of Commercial Street
Skyline Drive	West	Starting at the north curbline of Commercial Street, south to the south curbline of Express Street
South Oaks Boulevard	East	Starting at the north curbline of Wood Lane, north for a distance of +/- 40 feet
South Oaks Boulevard	South	Starting at the east curbline of Acorn Lane, east for a distance of +/- 20 feet
South Oaks Boulevard	West	Starting at the north curbline of Wood Lane, north for a distance of +/- 40 feet
South Oyster Bay Road	East	Starting at a point +/- 80 feet north of the north curbline of Bentley Road, north to the south curbline of Woodbury Road
South Oyster Bay Road	East	Starting at the north curbline of Blanche Street, north for a distance of +/- 30 feet
South Oyster Bay Road	East	Starting at the south curbline of Blanche Street, south for a distance of +/- 30 feet
South Oyster Bay Road	East	Starting at the north curbline of Cedar Street, north to the south curbline of Old Country Road
South Oyster Bay Road	East	From Cedar Street, south to Rose Street
South Oyster Bay Road	East	Starting at a point +/- 80 feet north of a point opposite the north curbline of Garden Street, north to the south curbline of Market Drive
South Oyster Bay Road	East	Starting at the north curbline of Island Street, north to the south curbline of Vernon Street
South Oyster Bay Road	East	Starting at the north curbline of Jamaica Avenue, north to the south curbline of Bentley Road
South Oyster Bay Road	East	Starting at the north curbline of Market Drive, north to the south curbline of Parkway Drive
South Oyster Bay Road	East	Starting at a point +/- 100 feet north of the north curbline of Old Country Road, north to the south curbline of Island Street

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Street	Side	Location
South Oyster Bay Road	East	Starting at the north curbline of Ontario Avenue, north to the south curbline of Jamaica Avenue
South Oyster Bay Road	East	West side of mall separating Marginal Road, starting at a point +/- 62 feet south of the south curbline of Northampton Gate, south to the north curbline of Stewart Avenue
South Oyster Bay Road	East	Starting at a point +/- 80 feet north of the north curbline of Parkway Drive, north to the south curbline of the eastbound entrance ramp to Northern State Parkway
South Oyster Bay Road	East	From Rice Street, south to Northhampton Gate
South Oyster Bay Road	East	From Rose Street, south to Rice Street
South Oyster Bay Road	East	Starting at the north curbline of Wendell Street, north for a distance of +/- 30 feet
South Oyster Bay Road	East	Starting at the south curbline of Wendell Street, south for a distance of +/- 30 feet
South Oyster Bay Road	East	Starting at the north curbline of Woodbury Road, north to a point opposite the north curbline of Garden Street
South Service Road of the Long Island Expressway	North	Starting at a point opposite the east curbline of Newtown Road, east for a distance of +/- 875 feet
South Service Road of the Long Island Expressway	North	Starting at the west curbline of Sunnyside Boulevard, west to its dead end
South Service Road of the Long Island Expressway	South	Starting at the west curbline of Sunnyside Boulevard, west to its dead end
South Terminal Drive	East	Starting at the north curbline of Commercial Street, north for a distance of +/- 375 feet
South Terminal Drive	East	Starting at the south curbline of East Ames Court, south for +/- 34 feet
South Terminal Drive	West	Starting at the south curbline of West Ames Court, south to the north curbline of Commercial Street
Southern Parkway	North	Starting at the west curbline of Central Park Road, west for a distance of +/- 80 feet

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Street	Side	Location
Southern Parkway	North	Starting at the east curbline of Oak Drive, east for a distance of +/- 30 feet
Southern Parkway	North	Starting at the west curbline of Oak Drive, west for a distance of +/- 40 feet
Southern Parkway	North	Starting at the east curbline of Prospect Place, east for a distance of +/- 30 feet
Southern Parkway	North	Starting at the west curbline of Prospect Place, west for a distance of +/- 32 feet
Southern Parkway	North	Starting at the west curbline of Wallace Drive, west for a distance of +/- 50 feet
Southern Parkway	South	Starting at the west curbline of Central Park Road, west for a distance of +/- 54 feet
Southern Parkway	South	Starting at a point +/- 278 feet west of the west curbline of Central Park Road, west for a distance of +/- 112 feet
Southern Parkway	South	Starting at a point +/- 554 feet west of the west curbline of Central Park Road, west for a distance of +/- 110 feet
Southern Parkway	South	Starting at the east curbline of Pasadena Drive, east for a distance of +/- 30 feet
Stratford Road	East	Starting at the north curbline of Bedford Road, north for a distance of +/- 30 feet
Stratford Road	East	Starting at the south curbline of Bedford Road, south for a distance of +/- 30 feet
Stratford Road	East	Starting at the south curbline of Bedford Road, south for a distance of +/- 30 feet
Stratford Road	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 40 feet
Stratford Road	North	Starting at a point +/- 94 feet west of the west curbline of Newcastle Avenue, west and then north following curvature of roadway for a distance of +/- 230 feet
Stratford Road	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 40 feet
Summit Street	West	Starting at the north curbline of Sunnyside Boulevard, north for a distance of +/- 50 feet

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Street	Side	Location
Sunnyside Boulevard	East	Starting at the south curbline of Pal Street, southwesterly for a distance of +/- 30 feet
Sunnyside Boulevard	South	Starting at the east curbline of Richfield Street, east for a distance of +/- 50 feet
Sunnyside Boulevard	South	Starting at the west curbline of Richfield Street, west for a distance of +/- 50 feet
Sunnyside Boulevard	West	Starting at the north curbline of southbound exit ramp of the Long Island Expressway, north to the south curbline of the westbound entrance ramp to the Long Island Expressway
Sunnyside Boulevard	West	Starting at the south curbline of the exit ramp of the Long Island Expressway, south for a distance of +/- 300 feet
Sunnyside Boulevard	West	Starting at the south curbline of Pal Street, southwesterly for a distance of +/- 30 feet
Sylvia Lane	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 60 feet
Sylvia Lane	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 60 feet
Terminal Drive	East	Starting at the north curbline of East Ames Court, north for a distance of +/- 72 feet
Terminal Drive	East	Starting at a point +/- 316 feet north of the north curbline of East Ames Court, north to the south curbline of Sunnyside Boulevard
Terminal Drive	West	Starting at the south curbline of Sunnyside Boulevard, south to the north curbline of West Ames Court
Turnberry Lane	East	Starting at the south curbline of Old Bethpage Road, south for a distance of +/- 85 feet
Universal Boulevard	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 38 feet
Universal Boulevard	West	Starting at a point +/- 85 feet south of the south curbline of Island Street, south to the north curbline of Old Country Road
Violet Lane	North	Starting at the west curbline of Garden Gate, west for a distance of +/- 108 feet

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Street	Side	Location
Violet Lane	South	Starting at a point +/- 68 feet west of the west curbline of Garden Gate, west and south for a distance of +/- 88 feet following the curvature of the road
Virginia Avenue	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 50 feet
Virginia Avenue	South	Starting at the east curbline of Parkview Street, east for a distance of +/- 30 feet
Washington Avenue	East	Starting at a point +/- 40 feet north of a point opposite the north curbline of Harvard Drive, south for a distance of +/- 110 feet
Washington Avenue	East	Starting at the north curbline of Presidential Drive South, north for a distance of +/- 55 feet
Washington Avenue	East	Starting at the south curbline of Presidential Drive South, south for a distance of +/- 85 feet
Washington Avenue	East	Starting at a point opposite the south curbline of Sherwood Drive, northeasterly for a distance of +/- 172 feet
Washington Avenue	North	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 74 feet
Washington Avenue	South	Starting at the east curbline of Ann Court, east for a distance of +/- 40 feet
Washington Avenue	South	Starting at the west curbline of Ann Court, west for a distance of +/- 40 feet
Washington Avenue	South	Starting at the east curbline of Manetto Hill Road, east for a distance of +/- 96 feet
Washington Avenue	West	Starting at the north curbline of Colonial Gate, north for a distance of +/- 66 feet
Washington Avenue	West	Starting from the south curbline of Colonial Gate, south for a distance of +/- 74 feet
Washington Avenue	West	Starting at the north curbline of Milford Drive, north for a distance of +/- 50 feet
Washington Avenue	West	Starting at the south curbline of Milford Drive, south for a distance of +/- 50 feet
Washington Avenue	West	Starting at the north curbline of Sherwood Drive, northeasterly for a distance of +/- 40 feet

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Street	Side	Location
Washington Avenue	West	Starting at the south curbline of Sherwood Drive, southeasterly for a distance of +/- 40 feet
Wensley Road	South	Starting at the east curbline of Knickerbocker Road North, east for a distance of +/- 35 feet
West Ames Court	North	Starting at the west curbline of Terminal Drive, west to its dead end
West Ames Court	South	Starting at the west curbline of South Terminal Drive, west to its dead end
Winding Road	North	Starting at the east curbline of Round Swamp Road, east for a distance of +/- 65 feet
Winding Road	South	Starting at the east curbline of Round Swamp Road, east for a distance of +/- 68 feet
Wood Lane	North	Starting at the east curbline of South Oaks Boulevard, east for a distance of +/- 30 feet
Woodbury Road	North	Starting at a point +/- 70 feet east of a point opposite the east curbline of Marilyn Boulevard, west for a distance of +/- 216 feet
Woodbury Road	North	Starting at the east curbline of Market Drive, east for a distance of +/- 50 feet
Woodbury Road	Northwest	Starting at the east curbline of South Oyster Bay Road, northeast to a point opposite the west curbline of East Gate
Woodbury Road	Southeast	Starting at the east curbline of South Oyster Bay Road, northeast to the west curbline of West Gate
Woodbury Road	South	Starting at the east curbline of Coronet Lane, east for a distance of +/- 30 feet
Woodbury Road	South	Starting at the west curbline of Coronet Lane, west for a distance of +/- 30 feet
Woodbury Road	South	Starting at the east curbline of East Gate, east for a distance of +/- 36 feet
Woodbury Road	South	Starting at the east curbline of South Oaks Boulevard, east for a distance of +/- 30 feet
Woodbury Road	South	Starting at the east curbline of Stratford Road, east for a distance of +/- 50 feet
Woodbury Road	South	Starting at the west curbline of Stratford Road, west for a distance of +/- 50 feet

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Street	Side	Location
Woodbury Road	South	Starting at the east curbline of West Gate, east to the west curbline of East Gate
Woodbury Road	West	Starting at the north curbline of Woodbury Court, north for a distance of +/- 40 feet
Woodbury Road	West	Starting at the south curbline of Woodbury Court, south for a distance of +/- 40 feet

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Street	Side	Location
First Place	East	Starting at the north curbline of Muttontown Road, north for a distance of +/- 35 feet
First Place	West	Starting at the north curbline of Muttontown Road, north for a distance of +/- 45 feet
Fifth Place	East	Starting at the north curbline of Convent Court, north for a distance of +/- 35 feet
Fifth Place	East	Starting at the south curbline of Convent Court, south for a distance of +/- 35 feet
Fifth Place	West	Starting at the north curbline of Fourth Place, north for a distance of +/- 40 feet
Fifth Place	West	Starting at the south curbline of Fourth Place, south for a distance of +/- 40 feet
Abby Lane	East	Starting at the north curbline of Miller Road, north for a distance of +/- 40 feet
Abby Lane	West	Starting at the north curbline of Miller Road, north for a distance of +/- 30 feet
Aerial Way	North and West	Starting at a point +/- 585 feet east of the east curbline of Robbins Lane, east and north for a distance of +/- 170 feet
Albergo Lane	East	Starting at the south curbline of Convent Road, south for a distance of +/- 45 feet
Albergo Lane	West	Starting at the south curbline of Convent Road, south for a distance of +/- 45 feet
Anita Avenue	East	Starting at the south curbline of Horton Place, south to its termination

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Street	Side	Location
Arizona Avenue	East	Starting at the south curbline of Cold Spring Road, south for a distance of +/- 40 feet
Arizona Avenue	North	Starting at the west curbline of Syosset-Woodbury Road, west for a distance of +/- 40 feet
Arizona Avenue	South	Starting at the west curbline of Syosset-Woodbury Road, west for a distance of +/- 40 feet
Avon Court	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Avon Court	South	From the east curbline of Berkley Lane, east for a distance of +/- 30 feet
Berkley Lane	East	From the south curbline of Avon Court, south for a distance of +/- 40 feet
Berkley Lane	South	Starting at a point opposite the west curbline of Elmwood Lane, west to a point +/- 290 feet west of a point opposite the west curbline of Ellis Drive
Berry Hill Road	East	Starting at the north curbline of Church Street, north for a distance of +/- 50 feet
Berry Hill Road	East	Starting at the south curbline of Church Street, south for a distance of +/- 30 feet
Berry Hill Road	East	From the north curbline of Cold Spring Road, north to the south curbline of East Street
Berry Hill Road	East	From the north curbline of East Street, north for a distance of +/- 262 feet
Berry Hill Road	East	From the north curbline of Renee Road, north for a distance of +/- 30 feet
Berry Hill Road	West	Starting at the north curbline of Church Street, north for a distance of +/- 50 feet
Birchwood Park Drive	North and South	For +/- 40 feet from its intersection with South Oyster Bay Road
Birchwood Park Drive	North	Starting at the west curbline of Robbins Lane, west for a distance of +/- 50 feet
Birchwood Park Drive	South	Starting at the west curbline of Robbins Lane, west for a distance of +/- 50 feet
Bruce Street	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 75 feet
Bruce Street	East	Starting at the north curbline of Southwood Circle, north for a distance of +/- 110 feet

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Street	Side	Location
Bruce Street	West	Starting at the north curbline of Southwood Circle, north for a distance of +/- 120 feet
Burke Lane	East	From the north curbline of Jericho Turnpike, north for a distance of +/- 100 feet
Burke Lane	East	Starting at a point +/- 247 feet north of the north curbline of Jericho Turnpike, north for a distance of +/- 30 feet
Burke Lane	East	Starting at a point +/- 527 feet north of the north curbline of Jericho Turnpike, north for a distance of +/- 108 feet
Burke Lane	West	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 535 feet
Calvin Avenue	North	Starting at the east curbline of Split Rock Road, east for a distance of +/- 30 feet
Calvin Avenue	South	Starting at the east curbline of Split Rock Road, east for a distance of +/- 30 feet
Carolyn Court	North and South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Cedar Place	North	Starting at the west curbline of Oak Drive, west for a distance of +/- 30 feet
Cedar Place	South	Starting at the west curbline of Oak Drive, west for a distance of +/- 30 feet
Cedar Street	East	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 1,140 feet
Cedar Street	East	Starting at the south curbline of Jericho Turnpike, south to the north curbline of Park Drive East
Cedar Street	East	Starting at the south curbline of Park Drive East, south for a distance of +/- 30 feet
Cedar Street	West	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 650 feet
Cedar Street	West	Starting at a point +/- 935 feet north of the north curbline of Jericho Turnpike, north to its termination, at the property known as Hidden Ridge Condominiums
Cedar Street	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 50 feet

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Street	Side	Location
Cedar Street	West	From the north curbline of Lenore Street, north for a distance of +/- 30 feet
Center Gate	North	From the east curbline of South Oyster Bay Road, east for a distance of +/- 50 feet
Center Gate	South	From the east curbline of South Oyster Bay Road, east for a distance of +/- 50 feet
Church Street	North	Starting at the east curbline of Berry Hill Road, east for a distance of +/- 30 feet
Church Street	North	Starting at the west curbline of Berry Hill Road, west for a distance of +/- 40 feet
Church Street	South	Starting at the east curbline of Berry Hill Road, east for a distance of +/- 30 feet
Church Street	South	Starting at the west curbline of Berry Hill Road, west for a distance of +/- 50 feet
Church Street	South	Starting at the east curbline of Split Rock Road, east for a distance of +/- 35 feet
Cold Spring Road	North	Starting at the east curbline of Magnolia Lane, east for a distance of +/- 68 feet
Cold Spring Road	North	Starting at a point +/- 105 feet east of the east curbline of Magnolia Lane, east for a distance of +/- 65 feet
Cold Spring Road	North	Starting at the east curbline of Woodbury Way, east for a distance of +/- 50 feet
Cold Spring Road	North	Starting at a point +/- 145 feet east of the east curbline of Woodbury Way, east for a distance of +/- 80 feet
Cold Spring Road	North	Starting at the west curbline of Woodbury Way, west for a distance of +/- 70 feet
Cold Spring Road	South	Starting at the west curbline of Arizona Avenue, west for a distance of +/- 30 feet
Cold Spring Road	South	Starting at the east curbline of Nevada Street, east for a distance of +/- 40 feet
Cold Spring Road	South	Starting at the west curbline of Nevada Street, west for a distance of +/- 30 feet
Cold Spring Road	South	Starting at the easternmost driveway to the Syosset Fire Department, east for a distance of +/- 109 feet

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Street	Side	Location
Cold Spring Road	South	Starting at the east curbline of the one-way entrance to the Town of Oyster Bay Parking Field, east to the west curbline of the one-way exit
Cold Spring Road	West	Starting at a point +/- 46 feet north of the north curbline of Renee Road, north for a distance of +/- 150 feet
Cold Spring Road	West	Starting at the south curbline of Renee Road, south for a distance of +/- 30 feet
Colony Lane	South	Starting at the west curbline of the Southgrove School driveway, west for a distance of +/- 40 feet
Colony Lane	West	Starting at the north curbline of Miller Place, north for a distance of +/- 56 feet
Colony Lane	West	Starting at a point +/- 275 feet north of the north curbline of Southwood Circle, north for a distance of +/- 100 feet
Colony Lane	West	Starting at a point +/- 475 feet north of the north curbline of Southwood Circle, north for a distance of +/- 65 feet
Convent Road	South	Starting at Village Elementary School's easternmost driveway, east for a distance of +/- 40 feet
Convent Road	South	Starting at Village Elementary School's easternmost driveway, west for a distance of +/- 40 feet
Dawes Avenue	North	Starting at the west curbline of Humphrey Drive, west for a distance of +/- 50 feet
Devine Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Devine Avenue	South	Starting from the east curbline of Ava Drive, east for a distance of +/- 40 feet
Devine Avenue	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
East Woods Road	North	Starting at a point +/- 160 feet west of the west curbline of First Street, west for a distance of +/- 348 feet
East Woods Road	South	Starting at a point +/- 160 feet west of a point opposite the west curbline of First Street, west for a distance of +/- 348 feet

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Street	Side	Location
Edward Avenue	North	Starting at the east curbline of Humphrey Drive, east for a distance of +/- 30 feet
Edward Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Edward Avenue	South	Starting at the east curbline of Florence Avenue, east for a distance of +/- 30 feet
Edward Avenue	South	Starting at the west curbline of Florence Avenue, west for a distance of +/- 25 feet
Edward Avenue	South	Starting at the east curbline of Humphrey Drive, east for a distance of +/- 30 feet
Edward Avenue	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Eileen Way	North	Starting at the west curbline of Michael Drive, west for a distance of +/- 50 feet
Eileen Way	South	Starting at the curbline (property line) of No. 163 Eileen Way to the curbline (property line) of No. 149 Eileen Way, a distance of +/- 238 feet
Eileen Way	South	Starting at the west curbline of Michael Drive, west for a distance of +/- 40 feet
Eliot Court		Starting at the northwest curbline of Convent Road, north for a distance of +/- 47 feet
Florence Avenue	West	Starting at the south curbline of Edward Avenue, south for a distance of +/- 20 feet
Gordon Drive	West	Starting at a point +/- 175 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 75 feet
Gordon Drive	West	Starting at a point +/- 325 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 115 feet
Greenfield Road	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 70 feet
Greenfield Road	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 65 feet
Greenfield Road	West	Starting at the north curbline of Locust Lane, north for a distance of +/- 30 feet
Hicks Avenue	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 82 feet

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Street	Side	Location
Hicks Avenue	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 64 feet
Hillside Lane South	North	From the east curbline of Jackson Avenue, east for a distance of +/- 44 feet
Hillside Lane South	South	From the east curbline of Jackson Avenue, east for a distance of +/- 44 feet
Hillside Lane South	South	Starting at a point opposite the east curbline of Meadow Lane, east for a distance of +/- 164 feet
Honey Drive	East	Starting at the south curbline of Convent Road, south for a distance of +/- 60 feet
Honey Drive	West	Starting at the south curbline of Convent Road, south for a distance of +/- 60 feet
Ira Road	North	Starting at the west curbline of Edward Lane, west for a distance of +/- 40 feet
Ira Road	North	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 30 feet
Ira Road	South	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 30 feet
Jackson Avenue	East	Starting at a point opposite the north curbline of Albert Avenue, north for a distance of +/- 53 feet
Jackson Avenue	East	Starting at a point opposite the south curbline of Albert Avenue, south for a distance of +/- 63 feet
Jackson Avenue	East	Starting at the south curbline of Cold Spring Road-Muttontown Road, south to a point opposite the north curbline of Whitney Avenue
Jackson Avenue	East	Starting at the north curbline of Convent Road, north to the south curbline of Ira Road
Jackson Avenue	East	Starting at the north curbline of Hillside Lane South, north for a distance of +/- 38 feet
Jackson Avenue	East	Starting at the south curbline of Hillside Lane South, south for a distance of +/- 30 feet
Jackson Avenue	East	Starting at the north curbline of Ira Road, north for a distance of +/- 25 feet
Jackson Avenue	East	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 156 feet
Jackson Avenue	East	Starting at the north curbline of Teibrook Avenue, north for a distance of +/- 50 feet

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Street	Side	Location
Jackson Avenue	East	Starting at the south curbline of Teibrook Avenue, south for a distance of +/- 100 feet
Jackson Avenue	East	Starting at a point +/- 72 feet north of the north curbline of entrance to Town of Oyster Bay Parking Field, north for a distance of +/- 25 feet
Jackson Avenue	East	Starting at a point +/- 427 feet north of the north curbline of the entrance to the Town of Oyster Bay Parking Field, north for a distance of +/- 20 feet
Jackson Avenue	South	Starting at the east curbline of the Town of Oyster Bay Parking Field (Parking Field Road), east for a distance of +/- 70 feet
Jackson Avenue	West	Starting at the north curbline of Devine Avenue, north for a distance of +/- 40 feet
Jackson Avenue	West	Starting at a point opposite the south curbline of Hillside Lane North, south for a distance of +/- 208 feet
Jackson Avenue	West	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 270 feet
Jackson Avenue	West	Starting at the north curbline of Lewis Lane, north for a distance of +/- 50 feet
Jackson Avenue	West	Starting at the south curbline of Lewis Lane, south for a distance of +/- 50 feet
Jackson Avenue	West	Starting at the north curbline of the southernmost entrance of Lucille Drive, north for a distance of +/- 75 feet
Jackson Avenue (Syosset-Cold Spring Road)	West	Starting at the south curbline of Muttontown Cold Spring Road (Syosset-Cold Spring Road) south to a point opposite the north curbline of Whitney Avenue
Jackson Avenue	West	Starting at the north curbline of Walters Avenue, north to the south curbline of Convent Road
Jackson Avenue	West	Starting at the south curbline of Walters Avenue, south for a distance of +/- 47 feet
Jackson Avenue	West	Starting at the south curbline of Whitney Avenue, south for a distance of +/- 60 feet
Jackson Avenue	West	Starting at a point +/- 110 feet south of the south curbline of Whitney Avenue, south to the north curbline of Underhill Boulevard

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Street	Side	Location
Jackson Avenue	West	Starting at the north curbline of Willis Avenue, north for a distance of +/- 30 feet
Jackson Avenue	West	Starting at the south curbline of Willis Avenue, south for a distance of +/- 30 feet
James Street	North	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
James Street	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 30 feet
Lawrence Court	North	Starting at the east curbline of Split Rock Road, east for a distance of +/- 28 feet
Lawrence Court	South	Starting at the east curbline of Split Rock Road, east for a distance of +/- 23 feet
Lenore Street	North	Starting at the west curbline of Cedar Street, west for a distance of +/- 35 feet
Lenore Street	South	Starting at the west curbline of Cedar Street, west for a distance of +/- 35 feet
Leonard Road	East	Starting at the south curbline of Deborah Road, south for a distance of +/- 40 feet
Leonard Road	West	Starting at the south curbline of Deborah Road, south for a distance of +/- 40 feet
Lewis Lane	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 50 feet
Lewis Lane	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 50 feet
Locust Lane	North	Starting at the east curbline of Greenfield Road, east for a distance of +/- 30 feet
Locust Lane	North	Starting at the west curbline of Greenfield Road, west for a distance of +/- 40 feet
Lydia Place	East	Starting at the south curbline of Robbins Lane, south for a distance of +/- 30 feet
Lydia Place	West	Starting at the south curbline of Robbins Lane, south for a distance of +/- 30 feet
Maple Place	South	Starting at the east curbline of Oak Drive, east for a distance of +/- 30 feet
Maple Street	North	Starting at the east curbline of Orchard Street, east for a distance of +/- 30 feet

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Street	Side	Location
Maple Street	North	Starting at the west curbline of Woodbury Way, west for a distance of +/- 30 feet
Maple Street	South	Starting at the east curbline of Orchard Street, east for a distance of +/- 30 feet
Maple Street	South	Starting at the west curbline of Woodbury Way, west for a distance of +/- 30 feet
Market Drive	North	Starting from the west curbline of Comet Road, west for a distance of +/- 26 feet
Market Drive	South	Starting from the east curbline of South Oyster Bay Road, east for a distance of +/- 26 feet
Marlene Drive	North	Starting at a point +/- 125 feet east of a point opposite the east curbline of Elmwood Lane, east for a distance of +/- 80 feet
Marsak Lane	East	Starting at the north curbline of Colony Lane, north for a distance of +/- 30 feet
Marsak Lane	West	Starting at the north curbline of Colony Lane, north for a distance of +/- 38 feet
Maryetta Court	North	Starting at the west curbline of Split Rock Road, west for a distance of +/- 30 feet
Maryetta Court	South	Starting at the west curbline of Split Rock Road, west for a distance of +/- 62 feet
Michael Drive	East	Starting at a point +/- 95 feet south of the south curbline of Eileen Way, south for a distance of +/- 75 feet
Michael Drive	East	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 250 feet
Michael Drive	West	Starting at the north curbline of Eileen Way, north for a distance of +/- 50 feet
Michael Drive	West	Starting at the south curbline of Eileen Way, south for a distance of +/- 50 feet
Miller Boulevard	East	Starting at the north curbline of Ira Road, north for a distance of +/- 70 feet
Miller Boulevard	East	Starting at the north curbline of Ira Road, north for a distance of +/- 70 feet
Miller Boulevard	East	Starting at a point +/- 200 feet north of the north curbline of Ira Road, north and easterly for a distance of +/- 180 feet

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Street	Side	Location
Miller Boulevard	West	Starting at the north curbline of Ira Road, north for a distance of +/- 50 feet
Miller Boulevard	West	Starting at a point +/- 200 feet north of the north curbline of Ira Road, north and easterly for a distance of +/- 214 feet
Miller Place	North	Starting at the west curbline of Abby Lane, west to the east curbline of Robbins Lane
Miller Place	North	Starting at the east curbline of Colony Lane, east for a distance of +/- 40 feet
Miller Place	North	Starting at a point +/- 106 feet east of the east curbline of Colony Lane, east to the west curbline of South Oyster Bay Road
Miller Place	North	Starting at the west curbline of Colony Lane, west for a distance of +/- 40 feet
Miller Place	North	Starting at the west curbline of South Oyster Bay Road, west to the east curbline of Colony Lane
Miller Place	South	Starting at a point +/- 100 feet west of the west curbline of the entrance to the Long Island Expressway, west to the east curbline of Robbins Lane
Miller Place	West	Starting at the north curbline of Miller Place, north to a point opposite the south curbline of Birchwood Park Drive
Miller Road	North	Starting at the east curbline of Abby Lane, east for a distance of +/- 50 feet
Miller Road	North	Starting at the west curbline of Abby Lane, west for a distance of +/- 25 feet
Muttontown Road	North	Starting at the east curbline of First Street, east for a distance of +/- 80 feet
Muttontown Road	North	Starting at the west curbline of Split Rock Road, west to a point directly opposite the west curbline of Nassau Street
Muttontown Road	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 62 feet
Muttontown Road	South	Starting at the west curbline of Queens Street, west for a distance of +/- 110 feet

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Street	Side	Location
Nassau Street	East	Starting at the north curbline of Underhill Boulevard, north for a distance of +/- 88 feet
Nassau Street	West	Starting at the north curbline of Roosevelt Avenue, north for a distance of +/- 30 feet
Nathan Court	West	Starting at the south curbline of Ira Road, south for a distance of +/- 30 feet
Nevada Street	East	Starting at the south curbline of Cold Spring Road, south for a distance of +/- 52 feet
North Service Road	North	Starting from the east curbline of South Oyster Bay Road, east to the west curbline of Loretta Drive
North Street [Added 9-14-2021 by L.L. No. 13-2021]	West	Starting at the north curbline of Church Street north for a distance of +/- 45 feet
Oak Drive	West	Starting at the north curbline of Cedar Place, north for a distance of +/- 30 feet
Oak Drive	West	Starting at the south curbline of Cedar Place, south for a distance of +/- 30 feet
Oak Drive	West	Starting at the south curbline of proposed Elm Place, south for a distance of +/- 15 feet
Oak Drive	West	Starting at the south curbline of Jericho Turnpike, south for a distance of +/- 75 feet
Oak Drive	West	Starting at a point opposite the south curbline of Maple Place, south for a distance of +/- 110 feet
Orchard Street	East	Starting at the north curbline of Cold Spring Road, north for a distance of +/- 30 feet
Orchard Street	East	Starting at the south curbline of East Street, south for a distance of +/- 30 feet
Orchard Street	East	Starting at the north curbline of Maple Street, north for a distance of +/- 30 feet
Orchard Street	East	Starting at the south curbline of Maple Street, south for a distance of +/- 30 feet
Orchard Street	West	Starting at the north curbline of Cold Spring Road, north for a distance of +/- 40 feet
Orchard Street	West	Starting at the south curbline of East Street, south for a distance of +/- 30 feet
Park Drive East	North	Starting at the east curbline of Cedar Street, east for a distance of +/- 50 feet

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Street	Side	Location
Park Drive East	South	Starting at the east curbline of Cedar Street, east then south for a distance of +/- 125 feet
Parkfield Court South	North	Starting at the east curbline of Southwood Circle, east for a distance of +/- 30 feet
Parkfield Court South	South	Starting at the east curbline of Southwood Circle, east for a distance of +/- 30 feet
Pell Lane	North	Starting at the east curbline of Wilshire Drive, east for a distance of +/- 30 feet
Pell Lane	South	Starting at the east curbline of Wilshire Drive, east for a distance of +/- 30 feet
Pine Road	North	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 150 feet
Pine Road	South	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 150 feet
Queens Street	East	Starting at the north curbline of Whitney Avenue, north to the south curbline of Muttontown Road
Queens Street	East	Starting at the south curbline of Whitney Avenue, south for a distance of +/- 30 feet
Queens Street	East	Starting at a point +/- 198 feet south of the south curbline of Whitney Avenue, south to the north curbline of Roosevelt Avenue
Queens Street	West	Starting at the south curbline of Muttontown Road, south for a distance of +/- 30 feet
Queens Street	West	Starting at the south curbline of Roosevelt Avenue, south to the north curbline of Underhill Boulevard
Queens Street	West	Starting at the north curbline of Whitney Avenue, north for a distance of +/- 30 feet
Queens Street	West	Starting at the south curbline of Whitney Avenue, south for a distance of +/- 25 feet
Railroad Avenue	East	Starting at the south curbline of Willis Avenue, south for a distance of +/- 85 feet
Railroad Avenue	South	Starting at the north curbline of Willis Avenue, east for a distance of +/- 50 feet
Railroad Avenue	West	Starting at a point opposite the north curbline of Willis Avenue, south to a point opposite the south curbline of Walters Avenue

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Street	Side	Location
Renee Road	North	Starting at the east curbline of Berry Hill Road, east for a distance of +/- 60 feet
Renee Road	North	Starting at the west curbline of Cold Spring Road, west for a distance of +/- 65 feet
Renee Road	South	Starting at the east curbline of Berry Hill Road, east for a distance of +/- 60 feet
Renee Road	South	Starting at the west curbline of Cold Spring Road, west for a distance of +/- 65 feet
Richmond Street	East	Starting at the west curbline of Underhill Boulevard, north to the south curbline of Willis Avenue
Richmond Street	West	Starting at the north curbline of Willis Avenue, north for a distance of +/- 40 feet
Robbins Lane	East	Starting at the north curbline of the south exit to the Lori Land Corporation Parking Field, north for a distance of +/- 30 feet
Robbins Lane	East	Starting at the south curbline of the south exit to the Lori Land Corporation Parking Field, south for a distance of +/- 30 feet
Robbins Lane	East	Starting at a point +/- 126 feet north of the north curbline of Russell Park Drive, north to the south curbline of Jericho Turnpike
Robbins Lane	East	Starting at the south curbline of Russell Park Road, south for a distance of +/- 80 feet
Robbins Lane	North	Starting at a point opposite the west curbline of Freedom Drive, west for a distance of +/- 106 feet
Robbins Lane	North	Starting at the west curbline of Jerome Street, west for a distance of +/- 35 feet
Robbins Lane	North	Starting at the easterly side of the Long Island Railroad right-of-way, east for a distance of +/- 115 feet
Robbins Lane	North	Starting at the east curbline of Oakwood Drive, east for a distance of +/- 40 feet
Robbins Lane	North	Starting at the west curbline of Oakwood Drive, west for a distance of +/- 40 feet
Robbins Lane	North	Starting at the north/west curbline of the northwestern most driveway exit of Robbins Lane School, west for a distance of +/- 35 feet

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Street	Side	Location
Robbins Lane	Northeast	Starting at the south curbline of the northernmost driveway of the school, south for a distance of +/- 40 feet, to the stop bar of the northbound lane of Robbins Lane
Robbins Lane	South	Starting at the east curbline of Birchwood Park Drive, east for a distance of +/- 200 feet
Robbins Lane	South	Starting at the east curbline of Jerome Street, east for a distance of +/- 85 feet
Robbins Lane	South	Starting at the Long Island Railroad right-of-way, west for a distance of +/- 225 feet
Robbins Lane	West	Starting at the north curbline of Birchwood Park Drive, north for a distance of +/- 50 feet
Roosevelt Avenue	North	Starting at the west curbline of Nassau Street, west to Queens Street
Roosevelt Avenue	North	Starting at the west curbline of Queens Street, west for a distance of +/- 30 feet
Roosevelt Avenue	South	Starting at the west curbline of Queens Street, west for a distance of +/- 225 feet
Roosevelt Avenue	South	Starting at the apex of the acute angle formed by the intersection of Roosevelt Avenue and Underhill Boulevard, west for a distance of +/- 56 feet
Searington Drive	North	Starting at the west curbline of South Woods Road, west for a distance of +/- 50 feet
Searington Drive	South	Starting at the west curbline of South Woods Road, west for a distance of +/- 50 feet
South Oyster Bay Road	East	Starting at the north curbline of Center Gate, north for a distance of +/- 50 feet
South Oyster Bay Road	East	Starting at the north curbline of Center Gate, north to the south curbline of North Gate
South Oyster Bay Road	East	Starting at the south curbline of Center Gate, south for a distance of +/- 50 feet
South Oyster Bay Road	East	Starting at a point +/- 300 feet north of the north curbline of Hicks Lane, north to the south curbline of Center Gate
South Oyster Bay Road	East	Starting at the north curbline of North Gate, north to the south curbline of Jericho Turnpike

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SYOSSET		
Street	Side	Location
South Oyster Bay Road	East	Starting at the north curbline of North Service Road, north for a distance of +/- 335 feet
South Oyster Bay Road	West	Starting at the south curbline of Carolyn Court, south to a point +/- 80 feet north of the north curbline of Avon Court
South Oyster Bay Road	West	Starting at a point +/- 80 feet south of the south curbline of James Street, south to the north curbline of Robert Street
South Oyster Bay Road	West	Starting at a point +/- 100 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 85 feet
South Oyster Bay Road	West	Starting at the south curbline of Marlene Drive, south to the north curbline of Carolyn Court
South Oyster Bay Road	West	Starting at the south curbline of Parkfield Court North, south to the north curbline of Parkfield Court South
South Oyster Bay Road	West	Starting at the south curbline of Parkfield Court South, south to the north curbline of Miller Place
South Oyster Bay Road	West	Starting at the north curbline of Plaza Gate, north for a distance of +/- 30 feet
South Oyster Bay Road	West	Starting at the south curbline of Robert Street, south to the north curbline of Parkfield Court North
Southwood Circle	East	Starting at the north curbline of Parkfield Court South, north for a distance of +/- 32 feet
Southwood Circle	East	Starting at the south curbline of Parkfield Court South, south for a distance of +/- 30 feet
Southwood Circle	West	Starting at the south curbline of the southernmost intersection of Belmont Circle, south for a distance of +/- 35 feet
South Woods Road	East	Starting from a point +/- 376 feet south of a point opposite the south curbline of Chelsea Drive, south to the north side of the Long Island Railroad right-of-way
South Woods Road	East	Starting at a point +/- 30 feet south of the south curbline of exit/entrance to Stillwell Woods Park
South Woods Road	West	Starting from the north curbline of Chelsea Drive, north for a distance of +/- 30 feet

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Street	Side	Location
South Woods Road	West	Starting at the south curbline of Chelsea Drive, south for a distance of +/- 30 feet
South Woods Road	West	Starting at a point +/- 376 feet south of the south curbline of Chelsea Drive, south to the north side of the Long Island Railroad right-of-way
Split Rock Road	East	Starting at the northeast property line of House No. 334, north for a distance of +/- 300 feet
Syosset-Cold Spring Road	Northwesterly	From the south curbline of Syosset-Cold Spring Road Spur, southwesterly for a distance of +/- 50 feet
Syosset-Cold Spring Road	Southeasterly	From the east curbline of Jackson Avenue, northeasterly for a distance of +/- 30 feet
Syosset-Cold Spring Road	North	From the east curbline of Berry Hill Road, east to the northwesterly curbline of Syosset-Cold Spring Road
Syosset-Cold Spring Road	South	From the east curbline of Jackson Avenue, east to the northwesterly curbline of Syosset-Cold Spring Road
Teibrook Avenue	North	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 60 feet
Teibrook Avenue	South	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 60 feet
Terrehans Lane	South	Starting at the west curbline of Gateway Drive, west or a distance of +/- 86 feet
Underhill Boulevard	East	Starting at the north curbline of Jericho Turnpike, north and easterly following curvature of roadway, to a point opposite the east curbline of Richmond Street
Underhill Boulevard	North	Starting at the west curbline of Jackson Avenue, west to the east curbline of Nassau Street
Underhill Boulevard	North	Starting at the east curbline of Queens Street, east to the west curbline of Nassau Street
Underhill Boulevard	North	Starting at the west curbline of Queens Street, west for a distance of +/- 36 feet
Underhill Boulevard	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 112 feet

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SYOSSET		
Street	Side	Location
Underhill Boulevard	West	Starting at the north curbline of Jericho Turnpike, north to the south curbline of Willis Avenue
Underhill Boulevard	West	Starting at the east curbline of Richmond Street, north for a distance of +/- 20 feet
Underhill Boulevard	West	Starting at the west curbline of Richmond Street, south for a distance of +/- 20 feet
Underhill Boulevard	West	Starting at the north curbline of Willis (Muttontown) Avenue, north to the south curbline of Willis Lane
Underhill Boulevard	West	Starting at the north curbline of Willis Lane, north for a distance of +/- 500 feet
Underhill Boulevard	West	Starting at the south curbline of Willis Avenue, south for a distance of +/- 20 feet
Walters Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 50 feet
Walters Avenue	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Whitman Avenue	West	Starting at the south curbline of Willets Avenue, south for a distance of +/- 35 feet
Whitney Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Whitney Avenue	North	Starting at the east curbline of Queens Street, east for a distance of +/- 25 feet
Whitney Avenue	North	Starting at the west curbline of Queens Street, west for a distance of +/- 30 feet
Whitney Avenue	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Whitney Avenue	South	Starting at the east curbline of Nassau Street, east for a distance of +/- 40 feet
Whitney Avenue	South	Starting at the west curbline of Queens Street, west for a distance of +/- 30 feet
Willets Drive	East	Starting at the east curbline of Burke Lane, north for a distance of +/- 35 feet
Willis Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 45 feet
Willis Avenue	North	Starting at the west curbline of Richmond Street, west for a distance of +/- 40 feet

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Street	Side	Location
Willis Avenue	North	Starting at the southeast curbline of Railroad Avenue, east for a distance of +/- 50 feet
Willis Avenue	North	Starting at the west curbline of Underhill Boulevard, west for a distance of +/- 35 feet
Willis Avenue	South	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
Willis Avenue	South	Starting at the east curbline of Railroad Avenue, east for a distance of +/- 85 feet
Willis Avenue	South	Starting at the east curbline of Richmond Street, east to the west curbline of Underhill Boulevard
Willis Avenue	South	Starting at the west curbline of Richmond Street, west for a distance of +/- 150 feet
Wilshire Drive	East	Starting at the north curbline of Pell Lane, north for a distance of +/- 30 feet
Wilshire Drive	East	Starting at the south curbline of Pell Lane, south for a distance of +/- 30 feet
Woodbury Road	North	Starting at a point directly opposite the east curbline of Den Place, west for a distance of +/- 480 feet
Woodbury Way	East	Starting at the north curbline of Cold Springs Road, north for a distance of +/- 50 feet
Woodbury Way	West	Starting at the north curbline of Cold Spring Road, north for a distance of +/- 60 feet

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Street	Side	Location
Colgate Lane	North	Starting at the west curbline of Woodbury Road, west for a distance of +/- 40 feet
Colgate Lane	South	Starting at the west curbline of Woodbury Road, west for a distance of +/- 40 feet
Crossways Park Drive	East	Starting at the south curbline of Jericho Turnpike, south to a point opposite the south curbline of Crossways Park West
Crossways Park Drive	West	Starting at the south curbline of Jericho Turnpike, south to the north curbline of Crossways Park West

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WOODBURY		
Street	Side	Location
Crossways Park North	North	Starting at the east curbline of East Drive, east and then southerly following the curvature of the road, to the north curbline of Crossways Park West
Crossways Park North	South	Starting at the east curbline of East Drive, east and then southerly following the curvature of the roadway, to the north curbline of Crossways Park West
Froehlich Farm Boulevard	East	Starting at the east curbline if Woodbury Road, south to the north curbline of Sunnyside Boulevard Extension
Froehlich Farm Boulevard	West	Starting at a point +/- 562 feet south of the south curbline of Woodbury Road, south to the north curbline of Sunnyside Boulevard Extension
Froehlich Farm Boulevard	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 526 feet
Hillside Avenue	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 36 feet
Hillside Avenue	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 40 feet
Hunting Hill Road	East	Starting at the south curbline of Woodbury Road, south for a distance of +/- 60 feet
Hunting Hill Road	West	Starting at the south curbline of Woodbury Road, south for a distance of +/- 60 feet
Parkway Drive	North	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Parkway Drive	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 30 feet
Picket Lane	East	Starting at the north curbline of Woodbury Road, north to the south curbline of Jericho Turnpike
Picket Lane	West	Starting at the north curbline of Kristi Lane, north of the south curbline of Jericho Turnpike
Picket Lane	West	Starting at the north curbline of Woodbury Road, north to the south curbline of Kristi Lane
Plainview Road	West	Starting at the north curbline of Meadow Ridge Court, north for a distance of +/- 55 feet
Plainview Road	West	Starting at the south curbline of Meadow Ridge Court, south for a distance of +/- 55 feet

Section 233-152, No Stopping Any Time**WOODBURY**

Street	Side	Location
South Oyster Bay Road	East	Starting at the north curbline of Parkway Drive, north for a distance of +/- 30 feet
South Oyster Bay Road	East	Starting at the south curbline of Parkway Drive, south for a distance of +/- 30 feet
South Woods Road	East	Starting at a point +/- 240 feet south of a point opposite the south curbline of Chelsea Drive, south for a distance of +/- 136 feet
South Woods Road	West	Starting at a point +/- 240 feet south of the south curbline of Chelsea Drive, south for a distance of +/- 136 feet
Stillwell Lane	North	For a distance of +/- 100 feet southeast and +/- 100 feet northwest of the crosswalk to the park entrance
Sunnyside Boulevard Extension	North	Starting at the west curbline of Froehlich Farm Boulevard, west to the east curbline of Woodbury Road
Sunnyside Boulevard Extension	North	Starting at the west curbline of Sunnyside Boulevard, west to the east curbline of Froehlich Farm Boulevard
Sunnyside Boulevard Extension	South	Starting at the west curbline of Sunnyside Boulevard, west to the east curbline of Woodbury Road
Syosset-Woodbury Road	North	Starting at the east curbline of Turret Lane, east to Woodbury Road
Syosset-Woodbury Road	North	Starting at the west curbline of Turret Lane, west for a distance of +/- 300 feet to the east curbline of Wagamon Drive
Syosset-Woodbury Road	North	Starting at a point +/- 715 feet west of the west curbline of Woodbury Road, west for a distance of +/- 900 feet
Syosset-Woodbury Road	South	Starting at a point opposite the east curbline of Turret Lane, east to Woodbury Road
Syosset-Woodbury Road	South	Starting at a point opposite a point +/- 715 feet west of the west curbline of Woodbury Road, west for a distance of +/- 900 feet
The Crest	North	Starting at the east curbline of The Rise, east to the easterly dead end
The Crest	South	From its westerly dead end, east to its easterly dead end

Section 233-152, No Stopping Any Time		
WOODBURY		
Street	Side	Location
Winthrop Drive	South	Starting at the east curbline of Woodbury Road, east for a distance of +/- 35 feet
Woodbury Road	East	Starting at a point +/- 150 feet south of Irving Drive, north to Hunting Hill Road
Woodbury Road	East	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 192 feet
Woodbury Road	East	Starting at the south curbline of Long Island Railroad abutment, south for a distance of +/- 580 feet
Woodbury Road	East	Starting at a point opposite the south curbline of Syosset-Woodbury Road, south for a distance of +/- 495 feet
Woodbury Road	North	Starting at the east curbline of Andrew Court, east to the west curbline of Whitney Lane
Woodbury Road	South	Starting at the west property line of House No. 150, east to the east property line of House No. 150, a distance of +/- 122 feet
Woodbury Road	West	Starting at a point +/- 150 feet south of Irving Drive, north to Hunting Hill Road
Woodbury Road	West	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 130 feet
Woodbury Road	West	Starting at the south curbline of Syosset-Woodbury Road, south for a distance of +/- 560 feet
Woodbury Road	West	Starting at a point +/- 900 feet north of a point opposite the north curbline of Winthrop Drive, north for a distance of +/- 400 feet

§ 233-153. Stopping prohibited during certain days or hours; signs to be posted.

Stopping a vehicle of any kind on the following streets or portions of streets is hereby prohibited during the days or hours set forth in this section, and appropriate official signs shall be erected to give notice of such restrictions:

Section 233-153, Stopping Prohibited During Certain Days or Hours		
BETHPAGE		
Street	Side	Location
MONDAYS THROUGH FRIDAYS		
6:00 A.M. TO 9:00 A.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**BETHPAGE**

Street	Side	Location
Central Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Seaman Avenue, east to a point opposite the east curbline of Parma Drive
ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 8:30 A.M. AND 3:00 P.M. TO 6:00 P.M.		
Central Avenue	South	Starting at the east curbline of South Sheridan Avenue, east to the west curbline of South Pershing Avenue
Central Avenue	South	Starting at the east curbline of South Pershing Avenue, east to the west curbline of Totten Street
ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M.		
Stewart Avenue	East	Starting at a point +/- 115 feet south of the south curbline of Central Avenue, south for a distance of +/- 370 feet
Stewart Avenue	West	Starting at a point +/- 56 feet south of the south curbline of Central Avenue, south for a distance of +/- 150 feet
SCHOOL DAYS		
7:00 A.M. TO 4:00 P.M.		
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of Sherwood Drive, south for a distance of +/- 80 feet
Central Boulevard	North	Starting at a point opposite the east curbline of Simone Court, west for a distance of +/- 128 feet
Willow Street	East	Starting at the south curbline of Brenner Avenue, south for a distance of +/- 108 feet
8:00 A.M. TO 4:00 P.M.		
Keswick Lane	East	Starting at a point opposite a point +/- 60 feet south of the south curbline of Kramer Lane, north for a distance of +/- 150 feet
Keswick Lane	West	Starting at the north curbline of Kramer Lane, north for a distance of +/- 60 feet
Keswick Lane	West	Starting at the south curbline of Kramer Lane, south for a distance of +/- 60 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**BETHPAGE**

Street	Side	Location
Kramer Lane	North and South	Starting at the west curbline of Keswick Lane, west to the school property
Locust Avenue	North	Starting at a point opposite the west curbline of Pine Avenue, west for a distance of +/- 100 feet
Locust Avenue	South	Starting at the west curbline of Pine Avenue, west for a distance of +/- 100 feet
Locust Avenue	West	Starting at the north curbline of Pine Avenue, north for a distance of +/- 100 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**FARMINGDALE**

Street	Side	Location
ANY DAY		
10:00 P.M. TO 6:00 A.M.		
Spencer Street	South	Starting at a point opposite the east curbline of Beach Street, east for a distance of +/- 57 feet
SCHOOL DAYS, EXCEPT SCHOOL BUSES		
7:00 A.M. TO 3:00 P.M.		
Eleventh Street	North	Starting at the west curbline of Woodward Parkway, west for a distance of +/- 100 feet
Lincoln Street	North	Starting at a point +/- 110 feet west of the west curbline of Intervale Avenue, west for a distance of +/- 72 feet
Lincoln Street	North	Starting at the west curbline of Midwood Avenue, west to the east curbline of Sunset Avenue
Woodward Parkway	West	Starting at the north curbline of Eleventh Avenue, north for a distance of +/- 80 feet
8:00 A.M. TO 4:00 P.M.		
Carmans Road	West	Starting at a point +/- 194 feet north of the north curbline of Lourae Drive, north for a distance of +/- 120 feet
Woodward Parkway	West	Starting at the south curbline of Spielman Avenue, south for a distance of +/- 375 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**GLEN HEAD**

Street	Side	Location
ANY DAY		
6:00 P.M. TO 3:00 A.M.		
Glen Head Road	North	Starting at the west curbline of Roslyn Drive, west to the Long Island Railroad right-of-way
ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
5:00 P.M. TO 7:00 P.M.		
Glen Head Road	North	Starting at a point +/- 30 feet west of the west curbline of Roosevelt Street, west for a distance of +/- 88 feet
ON SCHOOL DAYS		
7:00 A.M. TO 5:00 P.M.		
Orchard Street	South	Starting at a point opposite the west curbline of Benjamin Street, east for a distance of +/- 100 feet
Orchard Street	South	Starting at a point opposite the west curbline of Benjamin Street, west for a distance of +/- 185 feet
Prospect Street	North	Starting at a point +/- 130 feet west of the west curbline of Cherry Street, west for a distance of +/- 600 feet
Viola Drive	West	Starting at a point +/- 92 feet south of the south curbline of Sandra Court, south for a distance of +/- 110 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**GLENWOOD LANDING**

Street	Side	Location
8:00 A.M. TO 4:00 P.M. SCHOOL DAYS		
CODY AVENUE		
Cody Avenue	West	Starting at a point +/- 30 feet north of the north curbline of Grove Street, north for a distance of +/- 110 feet
Cody Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Grove Street, south for a distance of +/- 200 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**HICKSVILLE**

Street	Side	Location
ON ANY DAY EXCEPT SATURDAYS		
4:00 P.M. TO 9:00 P.M.		
Fordham Avenue	North	Starting at a point +/- 200 feet east of the east curbline of Newbridge Road, east to the west curbline of Croyden Lane
ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
Plainview Road	North	Starting at the east curbline of South Gate, east for a distance of +/- 115 feet
ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
AT ANY TIME		
Jerusalem Avenue	East	Starting at a point +/- 80 feet north of the north curbline of Old Country Road, north to the south curbline of West Cherry Street
Jerusalem Avenue	West	Starting at the north curbline of Old Country Road, north to the south curbline of West Cherry Street
ANY DAY EXCEPT SATURDAYS SUNDAYS AND HOLIDAYS		
AT ANY TIME		
East Nicholai Street	South	Starting at a point +/- 50 feet east of the east curbline of Broadway, east to the Long Island Railroad trestle
7:00 A.M. TO 9:00 A.M. AND 4:00 P.M. TO 6:00 P.M.		
Hazel Street	North	Starting at the west curbline of Jefry Lane, west to a point +/- 50 feet east of the east corner of Washington Parkway
Hazel Street	North	Starting at the west curbline of South Oyster Bay Road, west to a point +/- 50 feet east of the east curbline of Jefry Lane
Hazel Street	North	Starting at the west curbline of Washington Parkway, west to the east corner of Broadway
Hazel Street	South	Starting at the west curbline of Jefry Lane, west to the east curbline of Broadway
Hazel Street	South	Starting at the west curbline of South Oyster Bay Road, west to a point +/- 50 feet east of the east curbline of Jefry Lane
8:00 A.M. TO 4:00 P.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**HICKSVILLE**

Street	Side	Location
Clarissa Drive	East	Starting at a point +/- 74 feet north of the north curbline of Genesee Street, north for a distance of +/- 180 feet
Clarissa Drive	East	Starting at the south curbline of Old Country Road, south for a distance of +/- 285 feet
Clarissa Drive	West	Starting at a point +/- 115 feet south of the south curbline of Bernard Lane, south to a point +/- 50 feet north of the north curbline of Blueberry Lane
Clarissa Drive	West	Starting at the south curbline of Old Country Road, south to Rhodes Lane
Clarissa Drive	West	Starting at a point +/- 96 feet south of the south curbline of Rhodes Lane, south for a distance of +/- 65 feet
Kingston Avenue	North	Starting at the west curbline of Cortland Avenue, west to a point +/- 40 feet east of the east curbline of West Avenue
Kingston Avenue	South	Starting at a point +/- 40 feet east of the east curbline of West Avenue, east to the west curbline of Cortland Avenue
Kingston Avenue	South	Starting at the west curbline of East Avenue, west for a distance of +/- 146 feet
West Avenue	East	Starting at a point +/- 50 feet south of the south curbline of Old Country Road, south to the north curbline of Kingston Avenue
West Avenue	West	Starting at a point +/- 40 feet south of the south curbline of Old Country Road, south to a point opposite the north curbline of Kingston Avenue

8:00 A.M. TO 6:00 P.M.

New South Road	East	Starting at a point +/- 100 feet north of a point opposite the north curbline of Gerald Avenue, south for a distance of +/- 230 feet
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SCHOOL DAYS

7:00 A.M. TO 4:00 P.M.

Ketchams Road	East	Starting at a point opposite the north curbline of Jerome Avenue, north for a distance of +/- 415 feet
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Section 233-153, Stopping Prohibited During Certain Days or Hours**HICKSVILLE**

Street	Side	Location
Ketchams Road	East	Starting at a point opposite the south curbline of Jerome Avenue, south to a point +/- 40 feet north of the north curbline of Arpad Street
7:00 A.M. TO 5:00 P.M.		
Fourth Street	North	Starting at a point +/- 250 feet east of the east curbline of Jerusalem Avenue, east to a point opposite the east curbline of Fifth Avenue; except that this entry shall not apply to school buses
Heitz Place	South	Starting at the west curbline of East Street, west for a distance of +/- 225 feet; except that this entry shall not apply to school buses
Southerland Road	North	Starting at the east curbline of Westmoreland Road, east for a distance of +/- 30 feet
Southerland Road	South	Starting at the east curbline of Westmoreland Road, east for a distance of +/- 30 feet
Westmoreland Road	East	Starting at the north curbline of the school driveway, north for a distance of +/- 40 feet
Westmoreland Road	East	Starting at the north curbline of Southerland Road, north for a distance of +/- 30 feet
Westmoreland Road	East	Starting at the south curbline of Southerland Road, south for a distance of +/- 30 feet
Westmoreland Road	West	Starting at the north curbline of Willet Avenue, north for a distance of +/- 40 feet
Willet Avenue	North	Starting at the west curbline of Westmoreland Road, west for a distance of +/- 40 feet
Willet Avenue	South	Starting at the east curbline of Marion Street, east for a distance of +/- 30 feet
Willet Avenue	South	Starting at the west curbline of Marion Street, west for a distance of +/- 30 feet
Willet Avenue	South	Starting at a point opposite the east curbline of Westmoreland Road, west for a distance of +/- 40 feet
Willet Avenue	South	Starting at a point +/- 40 feet west of a point opposite the east curbline of Westmoreland Road, west for a distance of +/- 126 feet; except that this paragraph shall not apply to school buses
8:00 A.M. TO 4:00 P.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**HICKSVILLE**

Street	Side	Location
Burns Avenue	West	Starting at the north curbline of Byron Place, north to the south curbline of Dakota Street
Ketchams Road	East	Starting at a point +/- 200 feet south of the south curbline of Gardenia Lane, south for a distance of +/- 155 feet
West Nicholai Street	South	Starting at a point +/- 174 feet east of the east curbline of Jerusalem Avenue, east for a distance of +/- 345 feet
Winter Lane	South	Starting at a point +/- 50 feet east of the east curbline of Cherry Lane, east for a distance of +/- 60 feet

8:00 A.M. TO 5:00 P.M.

Eighth Street	North	Starting at the east curbline of School House Court, east for a distance of +/- 30 feet
Eighth Street	North	Starting at the west curbline of School House Court, west for a distance of +/- 30 feet
Eighth Street	South	Starting at a point +/- 30 feet east from a point opposite the east curbline of School House Court, west for a distance of +/- 90 feet
Fordham Avenue	North	Starting at a point +/- 180 feet east of a point opposite the east curbline of Terrell Avenue, east for a distance of +/- 110 feet
Fordham Avenue	South	Starting at the east curbline of Stanford Lane, east for a distance of +/- 40 feet
Fordham Avenue	South	Starting at the west curbline of Stanford Lane, west for a distance of +/- 40 feet
Marion Street	East	Starting at the south curbline of Willet Avenue, south for a distance of +/- 30 feet
Marion Street	West	Starting at the south curbline of Willet Avenue, south for a distance of +/- 30 feet
Stanford Lane	East	Starting at the south curbline of Fordham Avenue, south for a distance of +/- 40 feet
Stanford Lane	West	Starting at the south curbline of Fordham Avenue, south for a distance of +/- 40 feet
2:00 P.M. TO 4:00 P.M.		
Heitz Place	South	Starting at the west curbline of East Street, west for a distance of +/- 225 feet
SUNDAYS ONLY		

Section 233-153, Stopping Prohibited During Certain Days or Hours**HICKSVILLE**

Street	Side	Location
7:00 A.M. TO 2:00 P.M.		
Fordham Avenue	North	Starting at a point +/- 200 feet east of the east curbline of Newbridge Road, east to the west curbline of Croyden Lane
Fordham Avenue	South	Starting at a point +/- 100 feet east of the east curbline of Newbridge Road, east to the west curbline of Terrell Lane
Fordham Avenue	South	Starting at the east curbline of Stanford Lane, east for a distance of +/- 210 feet
Fordham Avenue	South	Starting at the east curbline of Terrell Lane, east to the west curbline of Stanford Lane
8:00 A.M. TO 1:00 P.M.		
Wildwood Road	East	Starting at the south curbline of Radnor Court, south for a distance of +/- 132 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**JERICHO**

Street	Side	Location
ON ANY DAY		
9:00 P.M. TO 2:00 A.M.		
Cantiague Rock Road	East	Starting from a point +/- 138 feet north of the north curbline of Saratoga Drive, north for a distance of +/- 1,004 feet
ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
8:00 A.M. TO 5:00 P.M.		
Columbia Drive	North	Starting at the west curbline of Hicksville-Jericho Road, west for a distance of +/- 40 feet
Maytime Drive	East	Starting at a point +/- 264 feet south of the south curbline of Mellow Lane, south for a distance of +/- 480 feet
ANY DAY EXCEPT SATURDAYS, SUNDAYS OR HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Shames Drive	North	Starting at the east curbline of Brush Hollow Road, east for a distance of +/- 170 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**JERICHO**

Street	Side	Location
Shames Drive	South	Starting at the east curbline of Brush Hollow Road, east for a distance of +/- 170 feet
SCHOOL DAYS, EXCEPT BUSES		
8:00 A.M. TO 4:00 P.M.		
Chenango Drive	North	Starting at a point +/- 18 feet west of a point opposite the west curbline of Niagara Drive, east for a distance of +/- 62 feet
Leahy Street	East	Starting at a point +/- 50 feet north of the north curbline of Marginal Road, north for a distance of +/- 630 feet
Orange Drive	South	Starting at a point +/- 30 feet west of the east curbline of Niagara Drive, east for a distance of +/- 125 feet
Saratoga Drive	South	Starting at a point +/- 80 feet west of the west curbline of Delaware Avenue, west for a distance of +/- 106 feet
8:00 A.M. TO 5:00 P.M.		
Birchwood Park Drive	North	Starting at the east curbline of Maytime Drive, east for a distance of +/- 40 feet
Birchwood Park Drive	North	Starting at the west curbline of Maytime Drive, west for a distance of +/- 66 feet
Birchwood Park Drive	South	Starting at a point opposite a point 66 feet west of the west curbline of Maytime Drive, east for a distance of +/- 134 feet
Maytime Drive	East	Starting at the north curbline of Birchwood Park Drive, north for a distance of +/- 44 feet
Maytime Drive	West	Starting at the north curbline of Birchwood Park Drive, north for a distance of +/- 44 feet
Maytime Drive	West	Starting at a point +/- 250 feet south of a point opposite the south curbline of Mellow Lane, south for a distance of +/- 60 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
ON ANY DAY		
9:00 P.M. TO 6:00 A.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
North Park Drive	South	Starting at a point opposite the west curbline of North Central Drive, east to a point opposite the east curbline of North Bay Avenue
10:00 P.M. TO 6:00 A.M.		
Carmans Road	East	Starting at a point opposite the south curbline of Linden Street, north for a distance of +/- 82 feet
Carmans Road	West	Starting at a point +/- 60 feet south of the south curbline of Linden Street, south for a distance of +/- 40 feet
North Park Drive	South	Starting at a point opposite the east curbline of North Bay Avenue, east for a distance of +/- 580 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
North Broadway	East	Starting at a point +/- 86 feet south of the south curbline of North Michigan Avenue, south for a distance of +/- 44 feet; a loading zone
ANY DAY FROM APRIL 1 TO SEPTEMBER 1		
Bedford Avenue	East	Starting at the north curbline of Ontario Avenue, north for a distance of +/- 110 feet
Bedford Avenue	North	Starting at the east curbline of Bedford Avenue, west to the west curbline of Bedford Avenue
Bedford Avenue	West	Starting at the north curbline of Ontario Avenue, north for a distance of +/- 110 feet
SCHOOL DAYS		
North Idaho Avenue	North	Starting from a point +/- 120 feet west of the west curbline of North Central Avenue, westerly for a distance of +/- 76 feet
7:00 A.M. TO 4:00 P.M.		
Pittsburgh Avenue	North	Starting at a point +/- 140 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 326 feet
Pittsburgh Avenue	North	Starting at a point +/- 526 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 50 feet
7:00 A.M. TO 5:00 P.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
Linden Street	South	Starting at a point +/- 30 feet west of the west curbline of Poppy Drive, then west to a point opposite the east curbline of Celina Road
North Hickory Street	North	Starting at a point +/- 178 feet east of the east curbline of Peony Drive, east for a distance of +/- 100 feet
North Hickory Street	South	Starting at the east curbline of Magnolia Drive, east for a distance of +/- 38 feet
Peony Drive	East	Starting at the north curbline of Hickory Street, north for a distance of +/- 110 feet
Peony Drive	West	Starting at the north curbline of Hickory Street, north to the south curbline of Wyngate Drive
Wyngate Drive	North	Starting at the east curbline of Hunter Ridge Road, east for a distance of +/- 132 feet
Wyngate Drive	North	Starting at the east curbline of Peony Drive, west for a distance of +/- 200 feet
Wyngate Drive	South	Starting at the west curbline of Peony Drive, west for a distance of +/- 164 feet

8:00 A.M. TO 4:00 P.M.

Amber Drive	North	Starting at the west curbline of Camp Road, west for a distance of +/- 30 feet
Amber Drive	South	Starting at the west curbline of Camp Road, west for a distance of +/- 30 feet
Camp Road	East	Starting at a point opposite a point +/- 30 feet south of the south curbline of Amber Drive, north for a distance of +/- 90 feet
Camp Road	West	Starting at the north curbline of Amber Drive, north for a distance of +/- 30 feet
Camp Road	West	Starting at the south curbline of Amber Drive, south for a distance of +/- 30 feet
North Albany Avenue	North	Starting at the east curbline of North New York Drive, east for a distance of +/- 80 feet
North Albany Avenue	North	Starting at the west curbline of North New York Drive, west for a distance of +/- 58 feet
North Albany Avenue	South	Starting at a point +/- 62 feet east of the east curbline of North Broadway, east for a distance of +/- 700 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
North New York Drive	East	Starting at the north curbline of North Albany Avenue, north for a distance of +/- 46 feet
North New York Drive	West	Starting at the north curbline of North Albany Avenue, north for a distance of +/- 46 feet
Park Lane	East	Starting at a point +/- 40 feet south of the south curbline of Connecticut Avenue, north for a distance of +/- 110 feet
Park Lane	West	Starting at the north curbline of Connecticut Avenue, north for a distance of +/- 40 feet
Park Lane	West	Starting at the south curbline of Connecticut Avenue, south for a distance of +/- 40 feet
Pittsburgh Avenue	North	Starting at a point +/- 128 feet west of the west curbline of Carmans Road, west for a distance of +/- 300 feet
Pittsburgh Avenue	South	Starting at the west curbline of Linwood Place, west to the east curbline of Westwood Road South
Prospect Place	South	Starting at a point opposite the east curbline of Massapequa Avenue, east for a distance of +/- 40 feet
School Street	North	Starting at a point +/- 45 feet west of a point opposite the west curbline of Roxbury Lane, west for a distance of +/- 200 feet
Unqua Road	East	Starting at a point +/- 408 feet south of the south curbline of Burton Lane, south for a distance of +/- 50 feet

8:00 A.M. TO 5:00 P.M.

North Suffolk Avenue	North	Starting at a point +/- 276 feet west of the west curbline of Barrie Court, west for a distance of +/- 115 feet
North Suffolk Avenue	South	Starting at the east curbline of Flower Road, east for a distance of +/- 40 feet
North Suffolk Avenue	South	Starting at the west curbline of Flower Road, west for a distance of +/- 40 feet
North Suffolk Avenue	South	Starting at a point +/- 195 feet west of the west curbline of Flower Road, west for a distance of +/- 65 feet

SCHOOL DAYS, EXCEPT SCHOOL BUSES

8:00 A.M. TO 4:00 P.M.

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
School Street	North	Starting at a point +/- 45 feet west of a point opposite the west curbline of Roxbury Lane, west for a distance of +/- 200 feet
8:00 A.M. TO 5:00 P.M.		
North Delaware Avenue	North	Starting at a point +/- 270 feet east of the east curbline of Brookline Drive, east for a distance of +/- 175 feet
ANY DAY EXCEPT SUNDAYS		
9:00 A.M. TO 9:00 P.M.		
Unqua Road		Starting at a point +/- 34 feet north of a point opposite the north curbline of Jones Court, north to the south curbline of Burton Lane North
SUNDAYS ONLY		
7:00 A.M. TO 2:30 P.M.		
Merrick Road	North	Starting at a point +/- 20 feet east of a point opposite the east curbline of Bayview Avenue, east to a point +/- 60 feet west of the west curbline of Dover Road
7:00 A.M. TO 3:00 P.M.		
Bayview Avenue	East	Starting at a point +/- 84 feet south of the south curbline of Merrick Road, south to a point +/- 30 feet north of the north curbline of William Street
8:00 A.M. TO 2:00 P.M.		
Carmans Road	East	Starting at a point opposite the south curbline of Linden Street, north for a distance of +/- 82 feet
Carmans Road	West	Starting at the north curbline of Linden Street, north for a distance of +/- 160 feet
Carmans Road	West	Starting at a point +/- 60 feet south of the south curbline of Linden Street, south for a distance of +/- 40 feet
MONDAY TO FRIDAY		
7:00 A.M. TO 7:00 P.M.		
Ocean Avenue	East	Starting at a point +/- 80 feet north of the north curbline of New York Avenue, north to the south curbline of Pennsylvania Avenue

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA**

Street	Side	Location
Ocean Avenue	West	Starting at a point +/- 75 feet north of the north curbline of New York Avenue, north to the south curbline of Pennsylvania Avenue
SATURDAYS AND SUNDAYS		
8:00 A.M. TO 2:00 P.M.		
Fern Drive	East	Starting at a point +/- 98 feet north of the north curbline of North Hickory Street, north for a distance of +/- 86 feet
Fern Drive	West	Starting at a point +/- 98 feet north of the north curbline of North Hickory Street, north for a distance of +/- 86 feet
9:00 A.M. TO 1:30 P.M.		
Hamilton Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west for a distance of +/- 84 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**MASSAPEQUA PARK**

Street	Side	Location
SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Pittsburgh Avenue	South	Starting at the west curbline of Carmans Road, west for a distance of +/- 94 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**OYSTER BAY**

Street	Side	Location
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 P.M. TO 5:00 P.M.		
Spring Street	East	Starting at a point +/- 55 feet south of the south curbline of West Main Street, south for a distance of +/- 35 feet; a loading zone
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
4:00 P.M. TO 8:00 P.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours		
OYSTER BAY		
Street	Side	Location
Weeks Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to the east curbline of Ivy Street
SCHOOL DAYS		
ANY TIME		
Anstice Street	East	Starting at a point +/- 96 feet north of the north curbline of Burtis Avenue, north for a distance of +/- 153 feet
Anstice Street	West	Starting at a point +/- 95 feet north of the north curbline of Burtis Avenue, north for a distance of +/- 160 feet
7:00 A.M. TO 6:00 P.M.		
East Main Street	North	Starting at a point +/- 50 feet east of the east curbline of Florence Avenue, east to a point +/- 95 feet west of the west curbline of Ships Point Lane
East Main Street	South	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to a point +/- 50 feet west of the west curbline of McCouns Lane
8:00 A.M. TO 4:00 P.M.		
Highwood Road	West	Starting at a point +/- 32 feet north of a point opposite the north curbline of School House Place, south for a distance of +/- 84 feet
Shore Avenue	South	Starting at a point +/- 240 feet west of the west curbline of Maxwell Avenue, west for a distance of +/- 100 feet
Weeks Avenue	North	Starting at a point +/- 50 feet west of the west curbline of Anstice Street, to the east curbline of School Street
SUNDAYS ONLY		
9:00 A.M. TO 1:00 P.M.		
Pearl Street	East	Starting at a point +/- 50 feet south of the south curbline of East Main Street, south for a distance of +/- 120 feet
Pearl Street	West	Starting at a point +/- 50 feet south of the south curbline of East Main Street, south for a distance of +/- 120 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**PLAINVIEW**

Street	Side	Location
ALL DAYS		
3:00 P.M. TO 11:00 A.M.		
East Ames Court	North	Starting at a point +/- 46 feet east of the east curbline of Terminal Drive, east for a distance of +/- 176 feet
South Terminal Drive	East	Starting at a point +/- 375 feet north of the north curbline of commercial Street, north for a distance of +/- 262 feet
Terminal Drive	East	Starting at a point +/- 72 feet north of the north curbline of East Ames Court, north for a distance of +/- 244 feet
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
3:00 P.M. TO 6:00 P.M.		
Sunnyside Boulevard	East	Starting at the north curbline of Fairchild Avenue, north for a distance of +/- 200 feet
Sunnyside Boulevard	East	Starting at the north curbline of the northbound exit ramp of the Long Island Expressway, north to the south curbline of Fairchild Avenue
SUNDAYS		
11:00 A.M. TO 3:00 P.M.		
Old Country Road		Starting at a point opposite the west curbline of Lester Place, east for a distance of +/- 224 feet
SCHOOL DAYS		
6:00 A.M. TO 4:00 P.M.		
Milne Place	West	Starting at the north curbline of Main Parkway East, north for a distance of +/- 30 feet
7:00 A.M. TO 5:00 P.M.		
Oak Drive	West	Starting at a point opposite the north curbline of Cherry Drive, north for a distance of +/- 70 feet
Washington Avenue	West	Starting at a point +/- 300 feet north of the north curbline of Manetto Hill Road, north for a distance of +/- 50 feet
8:00 A.M. TO 4:00 P.M.		
Pasadena Drive	East	Starting at the north curbline of Lever Place, north to the south curbline of Jerold Street

Section 233-153, Stopping Prohibited During Certain Days or Hours**PLAINVIEW**

Street	Side	Location
Pasadena Drive	East	Starting at the south curbline of Lever Place, south for a distance of +/- 75 feet
Round Swamp Road	East	Starting at the south curbline of the north exit ramp (bus and vehicle loop) of Old Bethpage Grade School, south for a distance of +/- 228 feet
Round Swamp Road	East	Starting at a point +/- 280 feet south of the south curbline of the north exit ramp (bus and vehicle loop) of Old Bethpage Grade School, south for a distance of +/- 88 feet
Round Tree Drive	West	Starting at the north curbline of Eton Court, north to the John F. Kennedy High School property line, a total of +/- 672 feet
8:00 A.M. TO 9:00 A.M. AND 2:00 P.M. TO 3:00 P.M.		
Essex Road	North	Starting at a point +/- 40 feet west of the west curbline of New Castle Avenue, west for a distance of +/- 370 feet, being the property line of the Plainview Junior High School
Essex Road	South	Starting at a point +/- 40 feet west of the west curbline of New Castle Avenue, west for a distance of +/- 370 feet, being the property line of the Plainview Junior High School
8:00 A.M. TO 9:30 A.M. AND 2:00 P.M. TO 3:30 P.M.		
Bedford Road	North	Starting at the east curbline of Stratford Road, east for a distance of +/- 110 feet
Bedford Road	South	Starting at the east curbline of Stratford Road, east for a distance of +/- 112 feet, being the property line off the Plainview Junior High School
8:00 A.M. TO 5:00 P.M.		
Country Drive	East	Starting at a point +/- 250 feet north of the north curbline of Joyce Road, north for a distance of +/- 288 feet
Country Drive	West	Starting at the north curbline of Mitchell Avenue, north for a distance of +/- 40 feet
Essex Road	North	Starting at the west curbline of Newcastle Avenue, west for a distance of +/- 40 feet
Essex Road	South	Starting at the west curbline of Newcastle Avenue, west for a distance of +/- 40 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**PLAINVIEW**

Street	Side	Location
Newcastle Avenue	East	Starting at a point +/- 266 feet north of the north curbline of Stratford Road, north for a distance of +/- 100 feet
Newcastle Avenue	West	Starting at the north curbline of Essex Road, north for a distance of +/- 40 feet
Newcastle Avenue	West	Starting at the south curbline of Essex Road, south for a distance of +/- 40 feet
Richard Court	North	Starting at a point +/- 30 feet west of the west curbline of Pasadena Drive, west and north for a distance of +/- 293 feet
South Oyster Bay Road	West	Starting at a point +/- 176 feet north of the north curbline of Columbia Road, north for a distance of +/- 90 feet

Section 233-153, Stopping Prohibited During Certain Days or Hours**SYOSSET**

Street	Side	Location
ON ANY DAY		
8:00 A.M. TO 5:00 P.M.		
Teibrook Avenue	North	Starting at a point +/- 60 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 182 feet
4:00 P.M. TO 9:00 A.M.		
Muttontown Road	South	Starting at a point +/- 62 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 88 feet
6:00 P.M. TO 6:00 A.M.		
Gordon Drive	West	Starting at the southern curbline of 80 Gordon Drive, proceeding south following the curvature of the roadway, and then north to a point opposite the southern curbline of 80 Gordon Drive
8:00 P.M. TO 8:00 A.M.		
Railroad Avenue	North	Starting at a point +/- 70 feet west of the west curbline of Jackson Avenue, west to a point opposite the north curbline of Willis Avenue
10:00 P.M. TO 10:00 A.M.		

Section 233-153, Stopping Prohibited During Certain Days or Hours**SYOSSET**

Street	Side	Location
Railroad Avenue	North	Starting at the west curbline of Jackson Avenue, west for a distance of +/- 70 feet
SATURDAYS		
4:30 P.M. TO 8:30 P.M.		
Jackson Avenue	East	Starting at the north curbline of Pine Street, north to a point +/- 100 feet south of the south curbline of Teibrook Avenue
MONDAYS THROUGH FRIDAYS		
9:00 A.M. TO 3:00 P.M.		
Whitney Avenue	North	Starting at a point +/- 108 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 30 feet
ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 9:00 A.M. AND 5:00 P.M. TO 7:00 P.M.		
Jackson Avenue	East	Starting at a point +/- 25 feet north of the north curbline of Ira Road, north for a distance of +/- 151 feet
ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 4:00 P.M.		
Burke Lane	West	Starting at a point +/- 535 feet north of the north curbline of Jericho Turnpike, north for a distance of +/- 117 feet
7:00 A.M. TO 9:00 A.M. AND 5:00 P.M. TO 6:30 P.M.		
Jackson Avenue	West	Starting at the south curbline of Railroad Avenue, south to the north curbline of Willis Avenue
Nassau Street	East	Starting at a point +/- 166 feet south of the south curbline of Whitney Avenue, south for a distance of +/- 30 feet
8:00 A.M. TO 10:00 A.M.		
North Street	West	Starting at the north curbline of Church Street, north for a distance of +/- 160 feet, to the property line of house number 29
North Street	West	Starting at a point +/- 210 feet north of the north curbline of Church Street, north to the northernmost property line of house number 35 North Street
SCHOOL DAYS		

Section 233-153, Stopping Prohibited During Certain Days or Hours**SYOSSET**

Street	Side	Location
8:00 A.M. TO 4:00 P.M.		
Ann Drive	West	Starting at a point +/- 134 feet south of the south curbline of Cary Street, south for a distance of +/- 380 feet
Colony Lane	North	Starting at the east curbline of Marsak Lane, east for a distance of +/- 90 feet
Colony Lane	North	Starting at the west curbline of Marsak Lane, west for a distance of +/- 76 feet
Convent Road	North	Starting from the east curbline of Fifth Place, east for a distance of +/- 58 feet
Convent Road	North	Starting at the west curbline of Fifth Place, west for a distance of +/- 100 feet
Convent Road	South	Starting at a point opposite the west curbline of Fifth Place, west for a distance of +/- 148 feet
Melanie Lane	East	Starting at the north curbline of Nana Place, north for a distance of +/- 30 feet
Melanie Lane	East	Starting at the south curbline of Nana Place, south for a distance of +/- 30 feet
Melanie Lane	West	Starting at a point opposite a point +/- 30 feet north of the north curbline of Nana Place, south for a distance of +/- 90 feet
Nana Place	North and South	Starting at the east curbline of Melanie Lane, east for a distance of +/- 30 feet
Robbins Lane	South	Starting at the west curbline of Lydia Place, west for a distance of +/- 50 feet
Teibrook Avenue	South	Starting at a point +/- 202 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 248 feet
SUNDAYS ONLY		
7:00 A.M. TO 2:00 P.M.		
Jackson Avenue	East	Starting at the north curbline of Pine Street, north to a point +/- 100 feet south of the south curbline of Teibrook Avenue
Jackson Avenue	West	Starting at a point +/- 75 feet north of the southernmost curbline of Lucille Drive, north to the south curbline of Lucille Drive

Section 233-153, Stopping Prohibited During Certain Days or Hours**SYOSSET**

Street	Side	Location
Teibrook Avenue	North	Starting at a point +/- 212 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 238 feet

§ 233-154. Bus stops established; "no stopping — bus stop" signs to be erected.

There are hereby established within the Town the following bus stops, at which shall be erected official "no stopping - bus stop" signs:

Section 233-154, Bus Stops**BETHPAGE**

Street	Side	Location
Broadway	West	Starting at a point +/- 20 feet south of Railroad Plaza, south for a distance of +/- 35 feet
Central Avenue	North	Starting at the west curbline of North Nassau Street, west for a distance of +/- 80 feet
Central Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 70 feet
Central Avenue	South	Starting at a point opposite the east curbline of Central Avenue, west for a distance of +/- 80 feet
Central Avenue	South	Starting at the east curbline of Perma Drive, east for a distance of +/- 70 feet
Central Street	South	Starting at the east curbline of Perry Avenue, east for a distance of +/- 80 feet
Central Avenue	South	Starting at the west curbline of South Sheridan Avenue, west for a distance of +/- 80 feet
Central Avenue	South	Starting at a point opposite the west curbline of Wilford Street, west for a distance of +/- 80 feet
Grumman Road East	West	Starting at the south curbline of Apollo Circle, south for a distance of +/- 65 feet
Grumman Road East	West	Starting at the south curbline of Sunrise Way, south for a distance of +/- 65 feet
Grumman Road East	West	Starting at the south curbline of Sunset Court, south for a distance of +/- 65 feet
South Oyster Bay Road	East	West side of mall separating Marginal Road, starting at the south curbline of Rice Street, south for a distance of +/- 60 feet

Section 233-154, Bus Stops**BETHPAGE**

Street	Side	Location
South Oyster Bay Road	East	Starting at the north curbline of Plant 14 entrance to Grumman Aircraft Engineering Corporation, north for a distance of +/- 80 feet
Stewart Avenue	East	Starting at the north curbline of Adams Gate, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the south curbline of Adonis Gate, south for a distance of +/- 100 feet
Stewart Avenue	East	Starting at the south curbline of Arthur Avenue, south for a distance of +/- 60 feet
Stewart Avenue	East	Starting at a point +/- 66 feet south of the south curbline of Balfour Drive, south for a distance of +/- 100 feet
Stewart Avenue	East	Starting at the north curbline of Benkert Street, north for a distance of +/- 64 feet
Stewart Avenue	East	Starting at the south curbline of Burkhardt Avenue, south for a distance of +/- 70 feet
Stewart Avenue	East	Starting at the north curbline of Central Avenue, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 115 feet
Stewart Avenue	East	Starting at a point +/- 56 feet south of the south curbline of Cherry Avenue, south for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the point opposite the north curbline of Grayrock Court, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at a point +/- 365 feet north of the north curbline of Hempstead Turnpike, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at a point opposite the north curbline of Lafayette Avenue, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the north curbline of Maple Avenue, north for a distance of +/- 70 feet
Stewart Avenue	East	Starting at the north curbline of Miami Road, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the south curbline of William Street, for a distance of +/- 100 feet

Section 233-154, Bus Stops**BETHPAGE**

Street	Side	Location
Stewart Avenue	North	Starting at the west curbline of Balsam Place, west for a distance of +/- 60 feet
Stewart Avenue	North	Starting at the west curbline of Buckingham Gate, west for a distance of +/- 60 feet
Stewart Avenue	North	Starting at the west curbline of Farmers Avenue, west for a distance of +/- 66 feet
Stewart Avenue	North	Starting at the west curbline of Nottingham Gate, westerly for a distance of +/- 60 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Balsam Place, east for a distance of +/- 60 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Buckingham Gate, east for a distance of +/- 60 feet
Stewart Avenue	South	Starting at the east curbline of Grummans Entrance, east for a distance of +/- 60 feet
Stewart Avenue	South	Starting at a point opposite the east curbline of Nottingham Gate, east for a distance of +/- 60 feet
Stewart Avenue	South	Starting at a point +/- 155 feet west of the west curbline of Pine Avenue, west for a distance of +/- 60 feet
Stewart Avenue	Southwest	Starting at the east curbline of South Oyster Bay Road, southeast for a distance of +/- 96 feet
Stewart Avenue	West	Starting at the south curbline of Balfour Drive, south for a distance of +/- 50 feet
Stewart Avenue	West	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Central Avenue, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the north curbline of Eiffel Gate, north for a distance of +/- 120 feet
Stewart Avenue	West	Starting at the south curbline of Eiffel Gate, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the north curbline of Grand Avenue, north for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the north curbline of Grant Street, north for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Grayrock Court, south for a distance of +/- 60 feet

Section 233-154, Bus Stops**BETHPAGE**

Street	Side	Location
Stewart Avenue	West	Starting at the north curbline of Grumman's East Gate, north for a distance of +/- 60 feet
Stewart Avenue	West	Starting at a point +/- 54 feet north of the north curbline of Hempstead Turnpike, north for a distance of +/- 42 feet
Stewart Avenue	West	Starting at the south curbline of Hempstead Turnpike, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Lee Avenue, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Lincoln Boulevard, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Maple Avenue, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the south curbline of Meade Avenue, south for a distance of +/- 60 feet
Stewart Avenue	West	Starting at a point opposite the south curbline of Plainedge Drive, north for a distance of +/- 60 feet

Section 233-154, Bus Stops**FARMINGDALE**

Street	Side	Location
Carmans Road	East	Starting at the north curbline of Eve Drive, north for a distance of +/- 60 feet
Carmans Road	East	Starting at the south curbline of Gateway, south for a distance of +/- 60 feet
Carmans Road	East	Starting at a point opposite the south curbline of Terrace View Drive, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the south curbline of Fortesque Gate, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the south curbline of Joseph Lane, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the south curbline of Terrace View Drive, south for a distance of +/- 60 feet
Main Street	East	Starting at the north curbline of Hazel Avenue, north for a distance of +/- 60 feet

Section 233-154, Bus Stops**FARMINGDALE**

Street	Side	Location
Main Street	East	Starting at the north curbline of Linden Avenue, north for a distance of +/- 60 feet
Main Street	East	Starting at the north curbline of Marion Street, north for a distance of +/- 60 feet
Main Street	East	Starting at the north curbline of Maynard Drive, north for a distance of +/- 60 feet
Main Street	East	Starting at a point opposite the south curbline of Michel Avenue, south for a distance of +/- 60 feet
Main Street	East	Starting at a point opposite the south curbline of Plitt Avenue, south for a distance of +/- 60 feet
Main Street	West	Starting at the north curbline of Fallwood Parkway, north for a distance of +/- 60 feet
Main Street	West	Starting at the south curbline of Junard Drive, south for a distance of +/- 60 feet
Main Street	West	Starting at the south curbline of Michel Avenue, south for a distance of +/- 60 feet
Main Street	West	Starting at the north curbline of Oakwood Avenue, north for a distance of +/- 60 feet
Main Street	West	Starting at the south curbline of Plitt Avenue, south for a distance of +/- 60 feet
Merritts Road	East	Starting at the north curbline of Motor Avenue, north for a distance of +/- 70 feet
Merritts Road	West	Starting at a point opposite the north curbline of Beverly Avenue, south for a distance of +/- 60 feet
Merritts Road	West	Starting at the south curbline of Colonial Drive, south for a distance of +/- 60 feet
Merritts Road	West	Starting at a point opposite the north curbline of Motor Avenue, north for a distance of +/- 70 feet
Merritts Road	West	Starting at the north curbline of Reese Place, north for a distance of +/- 80 feet

Section 233-154, Bus Stops**GLEN HEAD**

Street	Side	Location
Glen Cove Avenue	East	Starting at a point +/- 320 feet south of the south curbline of the north driveway of North Shore High School, south for a distance of +/- 50 feet
Glen Cove Avenue	West	Starting at the south curbline of Willow Place, south for a distance of +/- 50 feet
Locust Avenue	South	Starting at a point opposite the west curbline of Railroad Avenue, east for a distance of +/- 335 feet

Section 233-154, Bus Stops**HICKSVILLE**

Street	Side	Location
Dove Street	North	Starting at a point +/- 200 feet west of the west curbline of South Oyster Bay Road, west for a distance of +/- 125 feet
East Marie Street	North	Starting at the west curbline of Bay Avenue, west for a distance of +/- 56 feet
East Marie Street	North	Starting at a point +/- 102 feet west of the west curbline of Park Avenue, west for a distance of +/- 60 feet
East Marie Street	South	Starting at the east curbline of East Nicholai Street, east for a distance of +/- 60 feet
Hazel Street	North	Starting at the east curbline of Jefry Lane, east for a distance of +/- 50 feet
Hazel Street	North	Starting at the east curbline of Washington Parkway, east for a distance of +/- 50 feet
Hazel Street	South	Starting at the east curbline of Madison Avenue, east for a distance of +/- 50 feet
Jerusalem Avenue	East	Starting at the north curbline of Fourth Street, north for a distance of +/- 80 feet
Jerusalem Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 80 feet
Jerusalem Avenue	East	Starting at the south curbline of West Marie Street, south for a distance of +/- 60 feet
Jerusalem Avenue	East	Starting at a point +/- 132 feet north of the north curbline of Winding Road, north for a distance of +/- 50 feet

Section 233-154, Bus Stops**HICKSVILLE**

Street	Side	Location
Jerusalem Avenue	West	Starting at the south curbline of Nelson Avenue, south for a distance of +/- 60 feet
Jerusalem Avenue	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 100 feet
Morgan Street	West	Starting at the south curbline of Richfield Avenue, south for a distance of +/- 162 feet
Old Country Road	North	Starting at the west curbline of Chance Street, west for a distance of +/- 80 feet
Old Country Road	North	Starting at the west curbline of Lee Place, west for a distance of +/- 100 feet
Old Country Road	North	Starting at a point opposite the east curbline of Levittown Parkway, east for a distance of +/- 54 feet
Old Country Road	North	Starting at a point opposite the west curbline of the easternmost Long Island Lighting Company entrance, west for a distance of +/- 75 feet
Old Country Road	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 100 feet
Old Country Road	North	Starting at the west curbline of Richard Street, west for a distance of +/- 80 feet
Old Country Road	North	Starting at a point +/- 17 feet west of a point opposite the east curbline of St. John's Avenue, west for a distance of +/- 60 feet
Old Country Road	North	Starting at the west curbline of South Elm Street, west for a distance of +/- 60 feet
Old Country Road	North	Starting at the west curbline of Raymond Street, west for a distance of +/- 60 feet
Old Country Road	South	Starting at a point opposite a point +/- 46 feet west of the west curbline of Chance Street, west for a distance of +/- 80 feet
Old Country Road	South	Starting at the west curbline of Gable Drive, east for a distance of +/- 80 feet
Old Country Road	South	Starting at a point opposite a point 54 feet west of the west curbline of Lee Place, west for a distance of +/- 80 feet
Old Country Road	South	Starting at the east curbline of the Long Island Lighting Company entrance opposite Raymond Street, east for a distance of +/- 100 feet

Section 233-154, Bus Stops		
HICKSVILLE		
Street	Side	Location
Old Country Road	South	Starting at the east curbline of the Long Island Lighting Company entrance opposite South Elm Street, east for a distance of +/- 75 feet
Old Country Road	South	Starting at the east curbline of the easternmost Long Island Lighting Company entrance (located +/- 533 feet west of the west curbline of New South Road) east for a distance of +/- 60 feet
Old Country Road	South	Starting at the east curbline of Park Avenue, east for a distance of +/- 80 feet
Old Country Road	South	Starting at the east curbline of Prince Street, east for a distance of +/- 60 feet
Old Country Road	South	Starting at the west curbline of Richard Street, west for a distance of +/- 80 feet
Old Country Road	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 70 feet
Plainview Road	North	Starting at the west curbline of Center Street, west for a distance of +/- 56 feet
Plainview Road	North	Starting at the west curbline of Cliff Drive, west for a distance of +/- 56 feet
Plainview Road	North	Starting at the east curbline of Elm Street, east for a distance of +/- 60 feet
Plainview Road	North	Starting at a point +/- 46 feet west of the west curbline of South Oyster Bay Road, west for a distance of +/- 60 feet
Plainview Road	South	Starting at a point opposite the west curbline of Cliff Drive, east for a distance of +/- 60 feet
Plainview Road	South	Starting at the east curbline of Park Avenue, east for a distance of +/- 60 feet
Plainview Road	South	Starting at the east curbline of South Elm Street, east for a distance of +/- 60 feet
South Oyster Bay Road	East	Starting at the south curbline of entrance/exit to McDonald's and Bank of New York, south for a distance of +/- 50 feet
South Oyster Bay Road	West	Starting at the north curbline of entrance/exit to McDonald's and Bank of New York, north for a distance of +/- 50 feet

Section 233-154, Bus Stops**HICKSVILLE**

Street	Side	Location
West John Street	North	Starting at a point +/- 15 feet from the east side of the sidewalk on the west side of Broadway, west for a distance of +/- 55 feet
West John Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 60 feet
West John Street	North	Starting at a point +/- 30 feet east of the east curbline of Burns Avenue, east for +/- 60 feet
West John Street	North	Starting at the east curbline of Kuhl Avenue, east for +/- 60 feet
West John Street	North	Starting at the east curbline of Maple Place, east for +/- 60 feet
West John Street	North	Starting at the west curbline of Meyers Avenue, west for a distance of +/- 60 feet
West John Street	South	Starting at the east curbline of Engel Street, east for a distance of +/- 60 feet
West John Street	South	Starting at a point +/- 12 feet west of a point opposite the west curbline of Kuhl Avenue, west for a distance of +/- 98 feet
West John Street	South	Starting at the east curbline of Marion Place, east for a distance of +/- 60 feet
West John Street	South	Starting at a point +/- 45 feet east of the east curbline of Wyckoff Street, east for +/- 47 feet
Woodbury Road	Northwest	Starting at the southwest curbline of Bethpage Road, southwest for a distance of +/- 80 feet
Woodbury Road	Northwest	Starting at the east curbline of Ketcham Road, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the north curbline of Liszt Street, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the northeast curbline of Magneta Street, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the southwest curbline of Park Avenue, southwest for a distance of +/- 84 feet
Woodbury Road	Northwest	Starting at the east curbline of Smith Street, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the northwest curbline of Wilfred Boulevard, northeast for a distance of +/- 70 feet

Section 233-154, Bus Stops**HICKSVILLE**

Street	Side	Location
Woodbury Road	Southeast	Starting at the southwest curbline of Ardsley Gate, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the west curbline of Cedar Street, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the west curbline of Elm Street, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the west curbline of Haverford Road, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the northeast curbline of Park Avenue, northeast for a distance of +/- 80 feet
Woodbury Road	Southeast	Starting at the southwest curbline of West Street, southwest for a distance of +/- 70 feet

Section 233-154, Bus Stops**LOCUST VALLEY**

Street	Side	Location
Bayville Road	West	Starting at a point +/- 150 feet north of the north curbline of Buckram Road, north for a distance of +/- 50 feet
Buckram Road	South	Starting at a point +/- 188 feet west to the west curbline of Bayville Road, west for a distance of +/- 50 feet
Buckram Road	South	Starting at the east curbline of Birch Hill Road, east for a distance of +/- 60 feet
Forest Avenue	North	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
Broadway	East	Starting at the north curbline of Baltimore Avenue, north for a distance of +/- 70 feet
Broadway	East	Starting at the north curbline of Clark Avenue, north for a distance of +/- 60 feet
Broadway	East	Starting at the north curbline of Commonwealth Avenue, north for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
Broadway	East	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 60 feet
Broadway	East	Starting at a point +/- 17 feet north of the north curbline of Ontario Avenue, north for a distance of +/- 117 feet
Broadway	East	Starting at the north curbline of Pittsburgh Avenue, north for a distance of +/- 60 feet
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of Veterans Boulevard, north for a distance of +/- 175 feet
Broadway	West	Starting at the south curbline of Commonwealth Avenue, south for a distance of +/- 100 feet
Broadway	West	Starting at the south curbline of Euclid Avenue, south for a distance of +/- 60 feet
Broadway	West	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 104 feet
Broadway	West	Starting at the south curbline of North Cedar Street, south for a distance of +/- 70 feet
Broadway	West	Starting at the south curbline of North Elm Street, south for a distance of +/- 70 feet
Broadway	West	Starting at the south curbline of North Delaware Avenue, south for a distance of +/- 70 feet
Broadway	West	Starting at the south curbline of North Hickory Street, south for a distance of +/- 70 feet
Broadway	West	Starting at the south curbline of North Idaho Avenue, south for a distance of +/- 70 feet
Broadway	West	Starting at the south curbline of North Queens Avenue, south for a distance of +/- 70 feet
Broadway	West	Starting at the north curbline of North Suffolk Avenue, north for a distance of +/- 80 feet
Broadway	West	Starting at the south curbline of North Utica Avenue, south for a distance of +/- 70 feet
Broadway	West	Starting at the north curbline of North Virginia Avenue, north for a distance of +/- 70 feet
Broadway	West	Starting at the north curbline of North Wisconsin Avenue, north for a distance of +/- 70 feet

Section 233-154, Bus Stops		
MASSAPEQUA		
Street	Side	Location
Broadway	West	Starting at the south curbline of Ontario Avenue, south for a distance of +/- 90 feet
Broadway	West	Starting at the north curbline of Veterans Boulevard, north for a distance of +/- 60 feet
Carmans Road	East	Starting at the north curbline of Carmans Gate, north for a distance of +/- 60 feet
Carmans Road	East	Starting at a point opposite the south curbline of Joan Lane, north for a distance of +/- 60 feet
Carmans Road	East	Starting at a point opposite the south curbline of Linden Street, south for a distance of +/- 60 feet
Carmans Road	East	Starting at the north curbline of Nancy Place, north for a distance of +/- 60 feet
Carmans Road	East	Starting at the north curbline of North Gate, north for a distance of +/- 72 feet
Carmans Road	East	Starting at the north curbline of Plymouth Drive, north for a distance of +/- 60 feet
Carmans Road	West	Starting at a point opposite the north curbline of Carmans Gate, south for a distance of +/- 80 feet
Carmans Road	West	Starting at the south curbline of Carmans Gate, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the north curbline of Joan Lane, north for a distance of 60 +/- feet
Carmans Road	West	Starting at a point +/- 100 feet south of the south curbline of Linden Street, south for a distance of +/- 60 feet
Carmans Road	West	Starting at a point opposite the north curbline of North Gate, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the south curbline of Pompano Lane, south for a distance of +/- 60 feet
Carmans Road	West	Starting at a point opposite the north curbline of South Gate, south for a distance of +/- 60 feet
Carmans Road	West	Starting at the north curbline of Westwood Road South, north for a distance of +/- 60 feet
Jerusalem Avenue	North	Starting at a point +/- 395 feet east of the east curbline of Hicksville Road, east for a distance of +/- 139 feet
Merrick Road	North	Starting at the west curbline of Block Boulevard, west for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
Merrick Road	North	Starting the west curbline of Clocks Boulevard, west for a distance of +/- 60 feet
Merrick Road	North	Starting at the west curbline of Dover Road, west for a distance of +/- 80 feet
Merrick Road	North	Starting at a point opposite the west curbline of East Shore Drive, west for a distance of +/- 60 feet
Merrick Road	North	Starting at a point opposite the west curbline of Erlwein Court, west for a distance of +/- 60 feet
Merrick Road	North	Starting at the west curbline of Forest Avenue, west for a distance of +/- 94 feet
Merrick Road	North	Starting at the west curbline of Glen Road, west for a distance of +/- 60 feet
Merrick Road	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 100 feet
Merrick Road	North	Starting at a point +/- 260 feet west of the west curbline of Lake Shore Boulevard, west for a distance of +/- 90 feet
Merrick Road	North	Starting at the west curbline of Massapequa High School east driveway, west for a distance of +/- 60 feet
Merrick Road	North	Starting at the west curbline of North Baldwin Place, west for a distance of +/- 75 feet
Merrick Road	North	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 60 feet
Merrick Road	North	Starting at a point +/- 10 feet west of the west curbline of Roxbury Lane, west for a distance of +/- 50 feet
Merrick Road	North	Starting at the west curbline of Unqua Road, west for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of Algonquin Avenue, east for a distance of +/- 50 feet
Merrick Road	South	Starting at the east curbline of Biltmore Boulevard, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the west curbline of Carman Boulevard, west for a distance of +/- 76 feet
Merrick Road	South	Starting at the east curbline of Cedar Shore Drive, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of Clocks Boulevard, east for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
Merrick Road	South	Starting at the east curbline of Division Avenue, east for a distance of +/- 68 feet
Merrick Road	South	Starting at the west curbline of East Shore Drive, west for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of Erlwein Court, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the west curbline of Erlwein Court, west for a distance of +/- 75 feet
Merrick Road	South	Starting at the east curbline of Forest Avenue, east for a distance of +/- 80 feet
Merrick Road	South	Starting at a point opposite the east curbline of Joludow Drive, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of Massapequa Avenue, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of Ocean Avenue, east for a distance of +/- 60 feet
Merrick Road	South	Starting at the east curbline of West Shore Drive, east for a distance of +/- 68 feet
North Broadway	East	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 70 feet
North Broadway	East	Starting at the north curbline of North Albany Avenue, north for a distance of +/- 60 feet
North Broadway	East	Starting at the north curbline of North Albany Avenue, north for a distance of +/- 50 feet
North Broadway	East	Starting at the south curbline of North Delaware Avenue, south for a distance of +/- 60 feet
North Broadway	East	Starting at the north curbline of North Elm Street, north for a distance of +/- 74 feet
North Broadway	East	Starting at the north curbline of North Hickory Street, north for a distance of +/- 60 feet
North Broadway	East	Starting at the south curbline of North Idaho Avenue, south for a distance of +/- 60 feet
North Broadway	East	Starting at the north curbline of North Maple Street, north for a distance of +/- 60 feet
North Broadway	East	Starting at the north curbline of North Queens Avenue, north for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
North Broadway	East	Starting at the north curbline of North Suffolk Avenue, north for a distance of +/- 40 feet
North Broadway	East	Starting at the south curbline of North Suffolk Avenue, south for a distance of +/- 60 feet
North Broadway	East	Starting at the north curbline of Virginia Avenue, north for a distance of +/- 60 feet
North Broadway	West	Starting at the south curbline of Jerusalem Avenue, south for a distance of +/- 64 feet
North Broadway	West	Starting at the south curbline of North Elm Street, south for a distance of +/- 60 feet
North Broadway	West	Starting at the south curbline of North Hickory Street, south for a distance of +/- 60 feet
Park Boulevard	West	Starting at the south curbline of Abbey Street, south for a distance of +/- 60 feet
Park Boulevard	West	Starting at the south curbline of Beaumont Avenue, south for a distance of +/- 60 feet
Park Boulevard	West	Starting at the south curbline of Regis Street, south for a distance of +/- 60 feet
Park Boulevard	West	Starting at the north curbline of Rugby Road, north for a distance of +/- 70 feet
Park Boulevard	West	Starting at the south curbline of Rugby Road, south for a distance of +/- 60 feet
Pittsburgh Avenue	North	Starting at a point +/- 30 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 110 feet
Stewart Avenue	East	Starting at a point opposite the north curbline of Berry Hill Lane, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the north curbline of Boundary Avenue, north for a distance of +/- 60 feet
Stewart Avenue	East	Starting at the north curbline of Plainedge Drive, north for a distance of +/- 60 feet
Stewart Avenue	West	Starting at the north curbline of Berry Hill Lane, north for a distance of +/- 60 feet
Unqua Road	East	Starting at the north curbline of Apian Lane, north for a distance of +/- 60 feet
Unqua Road	East	Starting at the north curbline of Burton Lane South, north for a distance of +/- 60 feet

Section 233-154, Bus Stops**MASSAPEQUA**

Street	Side	Location
Unqua Road	East	Starting at a point +/- 64 feet north of the north curbline of Merrick Road, north for a distance of +/- 60 feet
Unqua Road	East	Starting at the north curbline of Morris Lane, north for a distance of +/- 63 feet
Unqua Road	East	Starting at a point +/- 112 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 60 feet
Unqua Road	West	Starting at a point +/- 54 feet north of the north curbline of the entrance to Marjorie Post Community Park, north for a distance of +/- 68 feet
Unqua Road	West	Starting at a point opposite the north curbline of Morris Lane, north for a distance of +/- 80 feet
Unqua Road	West	Starting at a point +/- 250 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 50 feet

Section 233-154, Bus Stops**OYSTER BAY**

Street	Side	Location
East Main Street	North	Starting at the east curbline of White Street, east for a distance of +/- 60 feet
McCouns Lane	West	Starting at a point +/- 50 feet south of the south curbline of East Main Street, south for a distance of +/- 190 feet

Section 233-154, Bus Stops**PLAINVIEW**

Street	Side	Location
East Bethpage Road	East	Starting at a point +/- 48 feet north of the north curbline of Old Country Road, north for a distance of +/- 88 feet
Haypath Road	North	Starting at the west curbline of East Park Court, west for a distance of +/- 70 feet
Haypath Road	North	Starting at the west curbline of Fams Court, west for a distance of +/- 70 feet

Section 233-154, Bus Stops**PLAINVIEW**

Street	Side	Location
Haypath Road	North	Starting at the east curbline of Lent Drive, east for a distance of +/- 100 feet
Haypath Road	North	Starting at the west curbline of Maggio Lane, west for a distance of +/- 70 feet
Haypath Road	North	Starting at a point +/- 96 feet west of the west curbline of Robert Street, west for a distance of +/- 66 feet
Haypath Road	North	Starting at the west curbline of Sylvia Road, west for a distance of +/- 70 feet
Manetto Hill Road	East	Starting at the north curbline of Country Drive, north for a distance of +/- 70 feet
Manetto Hill Road	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 80 feet
Manetto Hill Road	Northeast	Starting at a point opposite the northwest curbline of Canterbury Road, southeast for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the northeast curbline of Devonshire Court, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at a point opposite the northwest curbline of Nick Place, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the northeast curbline of Pleasant Avenue, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the north curbline of Rita Lane, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the northeast curbline of Sunnyside Boulevard, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the northeast curbline of Washington Avenue, northwest for a distance of +/- 70 feet
Manetto Hill Road	Northeast	Starting at the northeast curbline of Willben Lane, northwest for a distance of +/- 70 feet
Manetto Hill Road	Southwest	Starting at the southwest curbline of Canterbury Road, southeast for a distance of +/- 70 feet
Manetto Hill Road	Southwest	Starting at a point opposite the southeast curbline of Devonshire Court, south east for a distance of +/- 70 feet
Manetto Hill Road	Southwest	Starting at the southwest curbline of Main Parkway, southwest for a distance of +/- 70 feet

Section 233-154, Bus Stops**PLAINVIEW**

Street	Side	Location
Manetto Hill Road	Southwest	Starting at the southwest curbline of Manetto Drive, southeast for a distance of +/- 70 feet
Manetto Hill Road	Southwest	Starting at the southwest curbline of Nick Place, southeast for a distance of +/- 70 feet
Manetto Hill Road	West	Starting at the south curbline of Central Park Road, south for a distance of +/- 70 feet
Manetto Hill Road	West	Starting at the south curbline of Country Drive, south for a distance of +/- 70 feet
Manetto Hill Road	West	Starting at the south curbline of the northerly entrance into the Manetto Hill Mall Shopping Center, south for a distance of +/- 60 feet
Old Bethpage Road	Northwest	Starting at the northwest curbline of Gable Gate, northwest for a distance of +/- 100 feet
Old Bethpage Road	Southwest	Starting at the southwest curbline of Capri Gate, southeast for a distance of +/- 70 feet
Old Country Road	North	Starting at a point +/- 200 feet west of the west curbline of Central Park Road, west for a distance of +/- 90 feet
Old Country Road	North	Starting at a point +/- 238 feet west of the west curbline of East Bethpage Road, west for a distance of +/- 60 feet
Old Country Road	North	From Lester Place, west for a distance of +/- 80 feet
Old Country Road	North	Starting at a point +/- 216 feet west of Manetto Hill Road, west for a distance of +/- 80 feet
Old Country Road	North	From Manor Street, west for a distance of +/- 80 feet
Old Country Road	North	From Maple Gate, west for a distance of +/- 80 feet
Old Country Road	North	From Orchard Street, west for a distance of +/- 80 feet
Old Country Road	North	Starting at the east curbline of Pasadena Drive, east for a distance of +/- 58 feet
Old Country Road	North	From Rex Place, west for a distance of +/- 80 feet
Old Country Road	North	From Stauber Drive, west for a distance of +/- 100 feet
Old Country Road	North	Starting at the west curbline of Universal Boulevard, west for a distance of +/- 86 feet
Old Country Road	South	Starting at the east curbline of Barnum Avenue, east for a distance of +/- 95 feet

Section 233-154, Bus Stops**PLAINVIEW**

Street	Side	Location
Old Country Road	South	Starting at a point +/- 606 feet east of the east curbline of Carol Place, east for a distance of +/- 80 feet
Old Country Road	South	Starting at the west curbline of the west entrance/exit road of Country Pointe west for a distance of +/- 60 feet
Old Country Road	South	Starting at the east curbline of Floral Avenue, east for a distance of +/- 90 feet
Old Country Road	South	Starting at the east curbline of Garden Gate, east for a distance of +/- 84 feet
Old Country Road	South	Starting at the east curbline of Gerhard Road, east for a distance of +/- 70 feet
Old Country Road	South	Starting at the east curbline of Joel Place, east for a distance of +/- 80 feet
Old Country Road	South	Starting at the east curbline of Lincoln Gate, east for a distance of +/- 80 feet
Old Country Road	South	Starting at the east curbline of Patton Place, east for a distance of +/- 90 feet
Old Country Road	South	Starting at the east curbline of Plainview Road, east for a distance of +/- 145 feet
South Oyster Bay Road	East	West of mall separating Marginal Road, starting at the south curbline of Northampton Gate, south for a distance of +/- 60 feet
Sunnyside Boulevard	Northwest	Starting at the northeast curbline of Manetto Hill Road Northeast for a distance of +/- 70 feet
Sunnyside Boulevard	Northwest	Starting at the northwest curbline of Sagamore Street, southwest for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at a point +/- 30 feet northeast of a point opposite the northeast curbline of Den Place, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the southwest curbline of Doone Drive, southwest for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at the northwest curbline of East Court, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at a point opposite the northeast curbline of Lark Drive, southwest for a distance of +/- 80 feet
Woodbury Road	Northwest	Starting at the northwest curbline of Market Drive, northwest for a distance of +/- 70 feet

Section 233-154, Bus Stops**PLAINVIEW**

Street	Side	Location
Woodbury Road	Northwest	Starting at the northwest curbline of Venus Road, northeast for a distance of +/- 70 feet
Woodbury Road	Northwest	Starting at a point opposite the northeast curbline of Wren Drive, southwest for a distance of +/- 80 feet
Woodbury Road	South	Starting at the east curbline of Den Place, east for a distance of +/- 50 feet
Woodbury Road	Southeast	Starting at a point opposite the southwest curbline of Doone Drive, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the southwest curbline of Lark Drive, southwest for a distance of +/- 80 feet
Woodbury Road	Southeast	Starting at the southwest curbline of Marilyn Boulevard, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the southwest curbline of South Oaks Boulevard, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the southwest curbline of Stratford Road, southwest for a distance of +/- 70 feet
Woodbury Road	Southeast	Starting at the southwest curbline of Wren Drive, southwest for a distance of +/- 80 feet

Section 233-154, Bus Stops**SYOSSET**

Street	Side	Location
South Oyster Bay Road	West	Starting at a point +/- 42 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 44 feet

Section 233-154, Bus Stops**WOODBURY**

Street	Side	Location
Woodbury Road	East	Starting at the south curbline of Froehlich Farm Boulevard, south for a distance of +/- 60 feet
Woodbury Road	East	Starting at the north curbline of the exit for 1000 Woodbury Road (opposite Verna Way), north for a distance of +/- 110 feet
Woodbury Road	South	Starting at the east curbline of Dalor Court, east for a distance of +/- 75 feet

Section 233-154, Bus Stops**WOODBURY**

Street	Side	Location
Woodbury Road	West	Starting at the south curbline of Verna Way, south for a distance of +/- 75 feet

§ 233-155. Taxi stops established; stopping unlawful; posting of signs.

It shall be unlawful for any person to stop a vehicle of any type in any of the following streets or portion of streets, which are hereby established as taxi stands, and which shall be designated by appropriate signs:

Section 233-155, Taxi Stops**MASSAPEQUA**

Street	Side	Location
Veterans Boulevard	North	Starting at a point +/- 90 feet east of Broadway, east to the west curbline of Ocean Avenue

OYSTER BAY

Street	Side	Location
Audrey Avenue	East	Starting at a point +/- 220 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 20 feet

§ 233-156. No stopping except police vehicles; signs.

It shall be unlawful for any person, except the operator of a police vehicle, to stop any vehicle in any of the following streets or portions of streets, which shall be marked with appropriate signs:

Section 233-156, No Stopping Except Police Vehicles**BETHPAGE**

Street	Side	Location
Marginal Road-Hempstead Turnpike	South	Starting at a point +/- 86 feet east of the east curbline of Hicksville Road, east for a distance of +/- 60 feet
Powell Avenue	South	Starting at a point +/- 110 feet east of the east curbline of Broadway, east for a distance of +/- 24 feet
Seaman Avenue	South	Starting at a point +/- 25 feet east of the east curbline of Broadway, east for a distance of +/- 25 feet
South Oyster Bay Road, (East Marginal Road)	West	Starting at the south curbline of Rice Street, south for a distance of +/- 40 feet

Section 233-156, No Stopping Except Police Vehicles**HICKSVILLE**

Street	Side	Location
Fourth Street	South	Starting at a point +/- 110 feet west of Broadway, west for a distance of +/- 35 feet
Charlotte Avenue	West	Starting at a point +/- 250 feet, south of the south curbline of Duffy Avenue, south for a distance of +/- 30 feet
Meran Place	South	Starting at a point +/- 30 feet west of the west curbline of South Oyster Bay Road, west for a distance of +/- 50 feet
Midland Avenue	North	Starting at a point +/- 40 feet east of the east curbline of Bethpage Road, east for a distance of +/- 40 feet
West John Street, (Center Mall)		Starting at a point +/- 46 feet west of the west curbline of North Broadway, west for a distance of +/- 28 feet
Wyckoff Street	East	Starting at the north curbline of West Barclay Street, north for a distance of +/- 60 feet

Section 233-156, No Stopping Except Police Vehicles**JERICHO**

Street	Side	Location
Montrose Road	North	Starting at a point +/- 70 feet east of the east curbline of Brush Hollow Road, east for a distance of +/- 30 feet

Section 233-156, No Stopping Except Police Vehicles**LOCUST VALLEY**

Street	Side	Location
Elm Street	South	Starting at a point +/- 36 feet west of the west curbline of Birch Hill Road, west for a distance of +/- 36 feet

Section 233-156, No Stopping Except Police Vehicles**MASSAPEQUA**

Street	Side	Location
Chestnut Street	South	Starting at the east curbline of Sunrise Highway, east for a distance of +/- 84 feet
East Willow Street	South	Starting at a point +/- 55 feet east of the east curbline of Carmans Road, east for a distance of +/- 45 feet
Merrick Road	South	Starting at a point +/- 104 feet east of the east curbline of Oakley Avenue, east for a distance of +/- 30 feet
North Broadway	East	Starting at a point +/- 44 feet north of the north curbline of North Delaware Avenue, north for a distance of +/- 54 feet
Seaford Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 75 feet
Unqua Road	West	Starting opposite a point +/- 140 feet north of the north curbline of Apian Lane, north for a distance of +/- 50 feet

Section 233-156, No Stopping Except Police Vehicles**PLAINVIEW**

Street	Side	Location
Gerhard Road	West	Starting at a point +/- 300 feet south of the south curbline of Old Country Road, south for a distance of +/- 40 feet
Old Country Road	North	Starting at a point +/- 122 feet east of the east curbline of Universal Boulevard, east for a distance of +/- 34 feet
Parkway Drive	North	Starting at a point +/- 30 feet east of the east curbline of South Oyster Bay Road, east for a distance of +/- 34 feet
Summit Street	East	Starting at the north curbline of Sunnyside Boulevard, north for a distance of +/- 50 feet

Section 233-156, No Stopping Except Police Vehicles**SYOSSET**

Street	Side	Location
Ira Road	South	Starting at a point +/- 130 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 40 feet
Jackson Avenue	West	Starting at a point +/- 60 feet south of the south curbline of Whitney Avenue, south for a distance of +/- 50 feet
Robbins Lane	West	Starting at a point +/- 195 feet north of the north curbline of Freedom Drive, north for a distance of +/- 25 feet

§ 233-157. through § 233-161. (Reserved)

DIVISION 8
Parking

§ 233-162. Parking in "no-parking" locations.

It shall be unlawful for any person to park a vehicle at any location established in this division where parking is prohibited, and which locations are properly sign posted.

§ 233-163. Parking vehicles during hours or days where parking is prohibited.

It shall be unlawful for any person to park a vehicle at any place during the hours, or on the days, during which parking is prohibited by this division, and which location is properly sign posted.

§ 233-164. Unlawful parking in limited parking zones.

It shall be unlawful for any person to park a vehicle in any limited parking zone for a period of time longer than established for the limited parking zone, when the limited parking zone is properly sign posted.

§ 233-165. Locations at which parking is prohibited at any time; sign posted.

The parking of vehicles is hereby prohibited in any of the following locations, which shall be properly sign posted:

Section 233-165, Parking Prohibited At Any Time		
BETHPAGE		
Street	Side	Location
GENERALLY		
South First Street	West	Starting at the north property line of House No. 115, south for a distance of +/- 29 feet
Thirteenth Street	East	Starting at the south curbline of Thomas Avenue, south for a distance of +/- 20 feet
Thirteenth Street	West	Starting at a point opposite the south curbline of Thomas Avenue, south for a distance of +/- 35 feet
Baldwin Place	South	Starting at a point +/- 30 feet west of the west curbline of Broadway, west to the east curbline of Park Avenue
Baldwin Place	South	Starting at a point +/- 74 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 110 feet
Boundary Avenue	North	Starting at the east curbline of Marlon Avenue, east for a distance of +/- 68 feet
Broadway	East	Starting at a point +/- 45 feet north of the north curbline of Barbara Street, north for a distance of +/- 40 feet

Section 233-165, Parking Prohibited At Any Time**BETHPAGE**

Street	Side	Location
Broadway	East	Starting at a point opposite the north curbline of Sycamore Avenue, north to a point opposite the traffic island
Broadway	North	Starting at the west curbline of Wantagh-Oyster Bay Expressway Exit, west to its intersection with Cherry Avenue
Broadway	South	Starting at the west curbline of Plainview Road west to a point opposite traffic island
Broadway	West	Starting at a point +/- 115 feet south of the south curbline of Baldwin Place, south for a distance of +/- 56 feet
Burkhardt Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 310 feet
Carrie Avenue/ Marlon Avenue	South/West	Following the curvature of the roadway in front of House No. 23 Carrie Avenue for a distance of +/- 167 feet
Cedar Avenue	West	Starting at the north curbline of Stewart Avenue, north for a distance of +/- 134 feet
Central Avenue	South	Starting at the west curbline of Herman Avenue, west for a distance of +/- 40 feet
Central Avenue	South	Starting at the west curbline of Windhorst Avenue, west for a distance of +/- 44 feet
Cherry Avenue	North	Starting at the west curbline of Broadway, west to the east curbline of Caffrey Avenue
Cherry Avenue	North	Starting at the east curbline of Silber Avenue, east to the west curbline of Caffrey Avenue
Grant Avenue	North	From Stewart Avenue, west to First Street
Hicksville Road (Marginal Road)	East	Starting at a point +/- 30 feet north of the north curbline of Ludwig Lane, north to the northerly termination
Kearney Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 102 feet
Lee Avenue		Starting at the northwest corner of Stewart Avenue, west +/- 90 feet to its termination, then south +/- 30 feet, then east +/- 90 feet to the southwest corner of Stewart Avenue

Section 233-165, Parking Prohibited At Any Time**BETHPAGE**

Street	Side	Location
Locust Avenue	North	Starting at a point opposite the east curbline of Pine Avenue, west for a distance of +/- 87 feet
Marginal Road of Hempstead Turnpike	South	Starting at a point +/- 273 feet east of the east curbline of Hicksville Road, east for a distance of +/- 152 feet
Powell Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Broadway, east for a distance of +/- 237 feet
Powell Avenue	South	Starting at a point +/- 210 feet east of the east curbline of Broadway, east for a distance of +/- 350 feet
Private Road to the Park off Grumman Road East	North	Starting at the west curbline of Grumman Road East, west for a distance of +/- 475 feet
Private Road to the Park off Grumman Road East	South	Starting at the west curbline of Grumman Road East, west for a distance of +/- 545 feet
Scherer Street	West	Starting at the north curbline of Central Avenue, north for a distance of +/- 30 feet
Seaman Avenue	West and South	Starting at the north curbline of Central Avenue, north and northwest for a distance of +/- 366 feet
Seaman Avenue	West and South	Starting at the north curbline of Central Avenue, north to the northwest following the curvature of the road to a point +/- 50 feet east of the east curbline of Broadway
South Oyster Bay Road	East	Starting at a point +/- 100 feet north of the north curbline of the exit from G.A.C. Plant No. 20, south to a point +/- 150 feet south of the south curbline of the entrance to G.A.C. Plant No. 15
Stewart Avenue	East	Starting at a point +/- 42 feet north of the north curbline of Baldwin Place, north for a distance of +/- 348 feet
Stewart Avenue	East	Starting at a point +/- 60 feet north of a point opposite the north curbline of Lafayette Avenue, north for a distance of +/- 178 feet
Stewart Avenue	East	Starting at a point opposite the south curbline of Roosevelt Drive, north for a distance of +/- 90 feet

Section 233-165, Parking Prohibited At Any Time**BETHPAGE**

Street	Side	Location
Stewart Avenue	South	Starting at a point +/- 422 feet east of the east curbline of South Oyster Bay Road, east for a distance of +/- 151 feet
Stewart Avenue	West	Starting at the north curbline of Central Boulevard, north for a distance of +/- 40 feet
Stewart Avenue	West	Starting at a point +/- 95 feet north of the north curbline of Kearney Avenue, north for a distance of +/- 55 feet
Sycamore Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 35 feet
Sycamore Avenue	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 30 feet
Thomas Avenue	North	Starting at the west curbline of Thirteenth Street, west for a distance of +/- 195 feet
Washington Street	North	Starting at a point +/- 108 feet west of the west curbline of Broadway, west for a distance of +/- 120 feet
Windhorst Avenue	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 38 feet
Windhorst Avenue	West	Starting at a point +/- 114 feet south of the south curbline of Central Avenue, south for a distance of +/- 75 feet
FIRE ZONES		
Broadway	East	Starting at a point +/- 259 feet north of the north curbline of Central Avenue, north for a distance of +/- 96 feet
Broadway	West	Starting at a point +/- 248 feet north of the north curbline of Central Avenue, north for a distance of +/- 92 feet
Park Avenue	East	Starting at a point +/- 120 feet north of the north curbline of Central Avenue, north for a distance of +/- 144 feet

Section 233-165, Parking Prohibited At Any Time**EAST NORWICH**

Street	Side	Location
GENERALLY		
Hawthorne Road	South	Starting at the west curbline of Martling Street, west for a distance of +/- 60 feet
Johnson Court	South	Starting at the east curbline of Route 106, east for a distance of +/- 280 feet, to the end of the property line of the rear parking lot of the Shopping Center
Muttontown Lane	East	Starting at the south curbline of North Hempstead Turnpike (Route 25A) south to the north curbline of Vernon Avenue
Muttontown Lane	West	Starting at the south curbline of South Marginal Road of North Hempstead Turnpike (Route 25A), south to the north curbline of Vernon Avenue

Section 233-165, Parking Prohibited At Any Time**FARMINGDALE**

Street	Side	Location
GENERALLY		
Dorset Lane		Along the width of the eastern termination
Grant Street	North	Starting at the west curbline of Intervale Avenue, west for a distance of +/- 300 feet
Grant Street	South	Starting at the west curbline of Intervale Avenue, west for a distance of +/- 300 feet
Harvard Place	North	Starting at the west curbline of Lawrence Street, west for a distance of +/- 86 feet
Langdon Road	West	Starting at a point +/- 296 feet north of the north curbline of Boundary Avenue, north for a distance of +/- 220 feet
Main Street	East	Starting at the north curbline of Genova Street, north for a distance of +/- 57 feet
Main Street	Either	Starting at the southwest corner of Midwood Avenue, south for a distance of +/- 15 feet
Main Street	West	Starting at a point +/- 60 feet south of the south curbline of Plitt Avenue, south for a distance of +/- 106 feet
McKinley Avenue	South	Between the driveways of House Nos. 8 and 10, a distance of +/- 17 feet

Section 233-165, Parking Prohibited At Any Time**FARMINGDALE**

Street	Side	Location
Merritts Road	East	Starting at the south curbline of Garfield Avenue, south for a distance of +/- 70 feet
Merritts Road	East	Starting at the north curbline of McKinley Avenue, north for a distance of +/- 80 feet
Motor Avenue	North	Starting at the east curbline of Heisser Lane, east for a distance of +/- 728 feet
Regina Road	East	Starting at a point +/- 100 feet north of the north curbline of Lenore Lane, north for a distance of +/- 245 feet
South Main Street	East	Starting at the north curbline of Marion Street, north for a distance of +/- 35 feet
South Main Street	East	Starting at the south curbline of Marion Street, south for a distance of +/- 20 feet
South Main Street	East	Starting at the north curbline of Staples Avenue, north for a distance of +/- 390 feet
South Main Street	West	Starting at the north curbline of Fallwood Parkway, north for a distance of +/- 40 feet
South Main Street	West	Starting at the south curbline of Fallwood Parkway, south for a distance of +/- 30 feet
South Zoranne Drive [Repealed 7-12-2022 by L.L. No. 7-2022]		
Staples Street	East	Starting at the north curbline of Maple Avenue, north for a distance of +/- 30 feet
Staples Street	East	Starting at the south curbline of Maple Avenue, south for a distance of +/- 30 feet
Woodward Parkway	East	Starting at the south curbline of Tenth Avenue, south for a distance of +/- 120 feet
FIRE ZONES		
Beverly Road	North	Starting at the east curbline of Merritts Road, east for a distance of +/- 98 feet, sign posted at a point +/- 10 feet east of the east curbline of Merritts Road
Beverly Road	South	Starting at the east curbline of Merritts Road, east for a distance of +/- 84 feet, sign posted at a point +/- 10 feet east of the east curbline of Merritts Road
South Main Street	South	Starting at the east curbline of Paula Drive, east to the Nassau/Suffolk boundary, +/- 70 feet

Section 233-165, Parking Prohibited At Any Time**GLEN HEAD**

Street	Side	Location
GENERALLY		
Brookwood Street	East	Starting at the north curbline of Smith Street, north for a distance of +/- 60 feet
Central Avenue	North	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 175 feet
Central Avenue	South	Starting at the east curbline of Glen Cove Avenue, east for a distance of +/- 150 feet
Dumond Place	West	Starting at a point +/- 30 feet north of the north curbline of Glen Head Road, north for a distance of +/- 175 feet
Glen Cove Avenue	East	Starting at the north curbline of the north entrance/exit to the North Shore High School, south for a distance of +/- 90 feet
Glen Cove Avenue	East	Starting at the south curbline of Walnut Street, south to a point opposite the south curbline of Smith Street
Glen Head Road	North	Starting at the west curbline of Glen Cove Drive, west to Roslyn Drive
Glen Head Road	North	Starting at a point +/- 184 feet west of a point opposite the west curbline of McCouns Lane, west to the east curbline of Glen Cove Drive
Glen Head Road	South	Starting at the east curbline of Benjamin Street, east for a distance of +/- 30 feet
Glenwood Road	North	Starting at the east curbline of Mill Road, west for a distance of +/- 30 feet
Glenwood Road	North	Starting at the west curbline of Mill Road, west for a distance of +/- 30 feet
Glenwood Road	North	Starting at a point +/- 124 feet west of the west curbline of Mill Road, west for a distance of +/- 48 feet
Locust Avenue	South	Starting at a point opposite the west curbline of Railroad Avenue, east for a distance of +/- 335 feet
Magnolia Drive	Either	Starting at the north curbline of Glen Head Road, north for a distance of +/- 200 feet
Mill Road	East	Starting at the north curbline of Glenwood Road, north for a distance of +/- 92 feet
Mill Road	West	Starting at the north curbline of Glenwood Road, north for a distance of +/- 76 feet

Section 233-165, Parking Prohibited At Any Time**GLEN HEAD**

Street	Side	Location
Sheppard Street	East	Starting at a point +/- 50 feet south of the south curbline of Glen Head Road, south for a distance of +/- 60 feet
The Promenade	South	Starting at a point +/- 165 feet east of a point opposite the east curbline of Cedar Lane, east for a distance of +/- 375 feet
FIRE ZONES		
Glen Head Road	North	Starting at a point +/- 78 feet west of a point opposite the west curbline of McCouns Lane, west for a distance of +/- 106 feet
Glen Head Road	South	Starting at a point +/- 36 feet west of the west curbline of McCouns Lane, west for a distance of +/- 128 feet

Section 233-165, Parking Prohibited At Any Time**GLENWOOD LANDING**

Street	Side	Location
GENERALLY		
Glenwood Road	North	Starting at a point opposite the east curbline of School House Road, west for a distance of +/- 98 feet
Grove Street	Either	For a distance of +/- 70 feet east and west of the center line of the Fire House
School House Road	East	Starting at a point +/- 30 feet south of the south curbline of Glenwood Road, south to the north curbline of Ruth Lane
School House Hill Road	West	Starting at the north curbline of Grove Street, north for a distance of +/- 78 feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
GENERALLY		
Fourth Street	North	Starting at a point +/- 95 feet west of the west curbline of Jerusalem Avenue, west for a distance of +/- 60 feet
Bay Avenue	East	Starting at the south curbline of Heitz Place, south for a distance of 30 +/- feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
Bay Avenue	East	Starting at a point +/- 132 feet north of the Long Island Railroad right-of-way, north for a distance of +/- 60 feet
Bay Avenue	West	Starting at the north curbline of Grove Street, north to the south curbline of Nevada Street
Bethpage Road	North	Starting at the east curbline of Boblee Lane, east for a distance of +/- 40 feet
Bethpage Road	North	Starting at the west curbline of Boblee Lane, west for a distance of +/- 40 feet
Bethpage Road	North	Starting at the east curbline of Seymour Lane, east for a distance of +/- 40 feet
Bethpage Road	North	Starting at the west curbline of Seymour Lane, west for a distance of +/- 40 feet
Bethpage Road	South	Starting at a point +/- 359 feet east of the east curbline of North Broadway, east for a distance of +/- 59 feet
Bloomingdale Road	West	Starting at the south curbline of Michigan Drive, south for a distance of +/- 275 feet
Bobwhite Lane	East	Starting at a point +/- 35 feet south of the south curbline of the driveway of House No. 73, following the curvature of the roadway, southeast for a distance of +/- 63 feet
Broadway Place		Along its northern point of termination (from the east curbline to the west curbline)
Broadway Place	East	Starting at the south curbline of Mineola Avenue, south for a distance of +/- 190 feet
Broadway Place	West	Starting at the north curbline of Mineola Avenue, north for a distance of +/- 135 feet (to the termination of the roadway)
Burns Avenue	East	Starting at a point opposite the north curbline of Dakota Street, south for a distance of +/- 222 feet
Cantiague Road	East	Starting at a point +/- 140 feet from the south side of the Parkway, south for a distance of +/- 102 feet
Cantiague Road	West	Starting at the west curbline of Cantiague Rock Road, west then southerly to the west curbline of Cantiague Rock Road

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
Charles Street	East	Starting at the south curbline of East Cherry Street, south for a distance of +/- 100 feet
Charles Street	West	Starting at a point +/- 95 feet south of the south curbline of East Cherry Street, south for a distance of +/- 71 feet
Cherry Lane	East	Starting at the north curbline of Country Court, north for a distance of +/- 75 feet
Cherry Lane	East	Starting at the south curbline of Country Court, south for a distance of +/- 100 feet
David Avenue	South	Starting at the east curbline of Vincent Road, east for a distance of +/- 26 feet
Dove Street	South	Starting at a point +/- 112 feet west of the west curbline of South Oyster Bay Road, west for a distance of +/- 223 feet
Duffy Avenue	North	Approximately +/- 100 feet west of Charlotte Avenue
Duffy Avenue	South	Starting at the east curbline of McAlester Avenue, east for a distance of +/- 25 feet
Duffy Avenue	South	Starting at the east curbline of Mead Avenue, east for a distance of +/- 25 feet
Duffy Avenue	South	Starting at the west curbline of Mead Avenue, west for a distance of +/- 25 feet
East Barclay Street	North	Starting at a point +/- 172 feet west of the west curbline of Bay Avenue, west for a distance of +/- 100 feet
East Barclay Street	South	Starting at a point +/- 200 feet west of the west curbline of Bay Avenue, west for a distance of +/- 100 feet
East Cherry Street	North	Starting at the east curbline of Raymond Street, east to the west curbline of East Marie Street
East Cherry Street	North	Starting at a point opposite the west curbline of Raymond Street, east to the south curbline of East Marie Street
East Cherry Street	North	East and west of both the driveway entrance/exits to St. Ignatius Parish for a distance of +/- 10 feet
East Cherry Street	South	Starting at the east curbline of Charles Street, east for a distance of +/- 100 feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
East Marie Street	South	Starting at a point located +/- 83 feet east of the east curbline of Broadway, east for a distance of +/- 34 feet
East Street	East	Starting at the north curbline of Chestnut Street, north for a distance of +/- 35 feet
East Street	East	Starting at the south curbline of Chestnut Street, south for a distance of +/- 35 feet
Farm Lane	North	Starting at a point +/- 105 feet west of the west curbline of Broadway, west for a distance of +/- 59 feet
Farm Lane	South	Starting at the west curbline of Broadway, west for a distance of +/- 185 feet
Field Avenue	North	Starting at the east curbline of New South Road, east to a point +/- 215 feet west of the west curbline of Field Court
Garden Street	North	Starting at a point +/- 132 feet east of the east curbline of East End Avenue, east for a distance of +/- 25 feet
Garden Street	South	Starting at a point +/- 88 feet east of the east curbline of East End Avenue, east for a distance of +/- 25 feet
Gardner Avenue [Added 7-12-2022 by L.L. No. 7-2022]	East	Starting at the north curbline of West John Street, north for a distance of +/- 40 feet
Gardner Avenue [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at the north curbline of West John Street, north for a distance of +/- 40 feet
Hanover Place	South	Starting at the east curbline of Broadway, east to the easterly termination of Hanover Place
Harkin Lane	North	Starting at the west curbline of Salem Road, west for a distance of +/- 30 feet
Harrison Avenue	East	Starting at the north curbline of Heitz Place, north for a distance of +/- 25 feet
Harrison Avenue	East	Starting at the south curbline of Heitz Place, south for a distance of +/- 25 feet
Harrison Avenue	West	Starting at the north curbline of Heitz Place, north for a distance of +/- 25 feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
Harrison Avenue	West	Starting at the south curbline of Heitz Place, south for a distance of +/- 25 feet
Heitz Place	Either	Starting at a point +/- 200 feet west of the westerly line of Harrison Avenue, to a point +/- 200 feet east of the easterly line of Railroad Avenue
Heitz Place	North	Starting at the east curbline of Harrison Avenue, east for a distance of +/- 25 feet
Heitz Place	North	Starting at the west curbline of Harrison Avenue, west for a distance of +/- 25 feet
Heitz Place	South	Starting at the east curbline of Bay Avenue, east for a distance of +/- 30 feet
Heitz Place	South	Starting at the east curbline of Harrison Avenue, east for a distance of +/- 25 feet
Heitz Place	South	Starting at the west curbline of Harrison Avenue, west for a distance of +/- 25 feet
Henrietta Street	East	Starting at the south curbline of Duffys Avenue, south to its termination
Henrietta Street	West	Starting at the south curbline of Duffys Avenue, south to its termination
Jerusalem Avenue	West	Starting at the north curbline of Alexander Avenue, north to the south curbline of Dante Avenue
Jerusalem Avenue	West	Starting at the north curbline of Dante Avenue, north to the south curbline of Summer Avenue
Kansas Street	North	Starting at a point +/- 65 feet from the west curbline of Kuhl Street, west to continue for a distance of +/- 80 feet around to the south side of the roadway
Karin Lane	North	Starting at a point +/- 468 feet east of the east curbline of New South Road, east for a distance of +/- 80 feet
Lauman Lane	North	Starting at a point located +/- 500 feet west of the west curbline of Hicksville Road (N.Y. Route 107), west for a distance of +/- 80 feet
Lauman Lane	South	Starting at a point located +/- 500 feet west of the west curbline of Hicksville Road (N.Y. Route 107), west for a distance of +/- 145 feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
Lauman Lane	South	Starting at a point +/- 1,078 feet west of the west curbline of Hicksville Road (N.Y. Route 107), west for a distance of +/- 70 feet
Lawrence Street	South	Starting at a point opposite and +/- 30 feet north of the north curbline of Harnat Court, north then east for a distance of +/- 145 feet
Lawnside Avenue		Starting at the north curbline of the south spur of Lawnview Avenue, north to the south curbline of the north spur of same
Lawnside Avenue	West	Starting at the north curbline of Lawnview Avenue, north to the south curbline of Roosevelt Avenue
Lawnside Avenue	West	Along the triangular median formed by the intersection with Lawnview Avenue
Lee Avenue	East	Starting at the north curbline of Boehme Place, north to the west curbline of Broadway
Lee Avenue	West	Starting at a point +/- 150 feet south of the west curbline of Broadway, south for a distance of +/- 210 feet
Maple Place	East	Starting at the north curbline of West John Street, north for a distance of +/- 110 feet
Maple Place	West	Starting at the north curbline of West John Street, north for a distance of +/- 170 feet
Maple Place	West	Starting at a point +/- 220 feet from the north curbline of West John Street, north for a distance of +/- 100 feet
Marion Street	East	Starting at a point +/- 65 feet north of the north curbline of West Barclay Street, north for a distance of +/- 40 feet
Midland Avenue	East	Starting at the termination of Midland Avenue, south for a distance of +/- 110 feet
Midland Avenue	West	Starting at the termination of Midland Avenue, south for a distance of +/- 140 feet
Morgan Street	East	Starting at a point +/- 125 feet north of the north curbline of Old Country Road, north for a distance of +/- 100 feet
Oak Street	East	Starting at a point +/- 155 feet north of the north curbline of Plainview Road, north for a distance of +/- 90 feet

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Street	Side	Location
Old Country Road	North	Starting at a point +/- 481 feet east of the east curbline of Levittown Parkway, east for a distance of +/- 174 feet
Old Country Road	South	Starting at a point +/- 90 feet east of the east curbline of Levittown Parkway, east for a distance of +/- 406 feet
Park Avenue	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 47 feet
Princess Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 140 feet
Railroad Avenue	East	From Old Country Road, to East Carl Street
Rave Street	North	Starting at the west curbline of Broadway, west following the curvature of the roadway for a distance of +/- 126 feet
Rave Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 130 feet
Richard Street	East	Starting at a point +/- 85 feet north of the north curbline of East Carl Street, north for a distance of +/- 75 feet
Ridge Court (foot)	South	Starting at the east curbline of Ridge Court, west for a distance of +/- 32 feet
South Lawnside Drive	North	Starting at the east curbline of Lawnside Drive, east to the termination
South Lawnside Drive	North	Starting at the west curbline of Lawnside Drive, westerly to the apex of the triangular median formed by the intersection with Lawnview Avenue
South Lawnside Drive	South	Starting at the east curbline of Lawnside Drive, east to the termination
South Marginal Road	North	Starting at the east curbline of Rockland Drive, east to the west curbline of Broadway
South Marginal Road	South	Starting at the east curbline of Rockland Drive, east to the west curbline of Broadway
South Oyster Bay Road	West	Starting at the north side of the Astro Motel Driveway, north for a distance of +/- 75 feet
South Oyster Bay Road	West	Starting at the north curbline of Meran Place, north for a distance of +/- 108 feet

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Street	Side	Location
South Oyster Bay Road	West	Starting at the south curbline of Meran Place, south to the north curbline of Woodbury Road
South Oyster Bay Road	West	Starting at the southeastbound exit (No. 36) of the Northern State Parkway, to the intersection of Birchwood Park Drive and South Oyster Bay Road
Stewart Avenue	North	Starting at a point +/- 246 feet west of the northwest curbline of Abode Lane, west for a distance of +/- 60 feet
Strong Street	West	Starting at a point +/- 50 feet north of the north curbline of West John Street, north for a distance of +/- 350 feet
Tudor Road	South	Starting at a point opposite the west curbline of Ridge Court, west for a distance of +/- 14 feet
Turnbull Lane		Along the western termination
Vincent Road	East	Starting at the south curbline of David Avenue, south for a distance of +/- 26 feet
Washington Parkway	East	Starting at a point +/- 125 feet south of the south curbline of Mulberry Street, south for a distance of +/- 125 feet
West Cherry Street	South	Starting at a point +/- 70 feet east of the east curbline of Nelson Avenue, east for a distance of +/- 60 feet
West John Street	North	Starting at the west curbline of Maple Place, west to the east curbline of the entrance to the Mid-Island Plaza
West John Street	North	Starting at the east curbline of Mayers Avenue, east for a distance of +/- 60 feet
West John Street	North	Starting at the west curbline of Newbridge Road, west to the east curbline of Wyckoff Street
West John Street	North	Starting at the east curbline of Strong Street, east for a distance of +/- 150 feet
West John Street	North	Starting at the west curbline of Strong Street, west for a distance of +/- 380 feet to the LILCO Pole No. 87
West John Street	North	Starting at the east curb cut of the property situated at 120 West John Street, east for a distance of +/- 40 feet

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Street	Side	Location
West John Street	South	Starting at a point +/- 80 feet west of the west curbline of Burns Avenue, west for a distance of +/- 40 feet
West John Street	South	Starting at a point +/- 175 feet east of the east curbline of Marion Street, east for a distance of +/- 130 feet
West John Street	South	Starting at a point opposite the east curbline of Meyers Avenue, west for a distance of +/- 40 feet
West John Street	South	Starting at the west curbline of Newbridge Road, west to the east curbline of Wyckoff Street
West John Street	South	Starting at the west curbline of Wyckoff Street, west for a distance of +/- 475 feet
William Street	East	Starting at a point +/- 360 feet north of the north curbline of West John Street, north to its northerly termination
William Street	West	Starting at a point +/- 360 feet north of the north curbline of West John Street, north to its northerly termination
Willoughby Avenue	North	Starting at the east curbline of North Broadway, east for a distance of +/- 120 feet
Woodbury Road	North	Starting at the east curbline of Park Avenue, east to the west curbline of Max Avenue
Woodbury Road	North	Starting at the east curbline of Vincent Road, east for a distance of +/- 195 feet
Wyckoff Street	West	Starting at the south curbline of West John Street, south to the north curbline of West Barclay Street

PICKUP AND DISCHARGE OF PASSENGERS ONLY

Station Plaza South	North	Starting at a point +/- 32 feet east of the east curbline of Station Plaza West, east for a distance of +/- 142 feet
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FIRE ZONES

Briggs Street	East	Starting at the south curbline of Ronald Avenue, south for a distance of +/- 80 feet
Briggs Street	West	Starting at the south curbline of Ronald Avenue, south for a distance of +/- 100 feet

Section 233-165, Parking Prohibited At Any Time**HICKSVILLE**

Street	Side	Location
Strong Street	East	Starting at a point +/- 50 feet north of the north curbline of West John Street, north for a distance of +/- 220 feet
LOADING ZONES		
Bethpage Road	West	Starting at a point +/- 122 feet north of a point opposite the north curbline of Midland Avenue, north for a distance of +/- 85 feet
East Barclay Street	North	Starting at a point +/- 30 feet east of the east curbline of Broadway, east for a distance of +/- 30 feet
East Barclay Street	South	Starting at a point +/- 365 feet east of the east curbline of Broadway, east for a distance of +/- 60 feet
East Carl Street	South	Starting at the west curbline of Railroad Lane, west for a distance of +/- 45 feet
Old Country Road	North	Starting at a point +/- 95 feet west of the west curbline of Burkeland Lane, west for a distance of +/- 100 feet
West Carl Street	North	Starting at a point +/- 104 feet west of the west curbline of Broadway, west for a distance of +/- 40 feet
West Nicholai Street	South	Starting at a point +/- 30 feet east of the east curbline of Jerusalem Avenue, east for a distance of +/- 64 feet
William Street	East	Starting at a point +/- 195 feet north of the north curbline of West John Street, north for a distance of +/- 20 feet
William Street	West	Starting at a point +/- 134 feet north of the north curbline of West John Street, north for a distance of +/- 39 feet
POLICE CARS ONLY		
South Oyster Bay Road	East	Starting at a point +/- 292 feet south of the south curbline of Woodbury Road, south for a distance of +/- 38 feet

Section 233-165, Parking Prohibited At Any Time**JERICHO**

Street	Side	Location
GENERALLY		
Seventeenth Street	South	Starting at the east curbline of Valerie Street east to a point +/- 44 feet west of the west curbline of North Broadway
Eighteenth Street	East	Starting at the north curbline of Burke Avenue, north for a distance of +/- 50 feet
Eighteenth Street	East	Starting at the north curbline of Scott Avenue, north for a distance of +/- 50 feet
Eighteenth Street	East	Starting at a point +/- 300 feet north of the north curbline of Scott Avenue, north then east for a distance of +/- 260 feet
Eighteenth Street	East	Starting at the south curbline of Scott Avenue, south for a distance of +/- 50 feet
Eighteenth Street	West	Starting at the north curbline of Burke Avenue, north to the south curbline of Scott Avenue
Eighteenth Street	West	Starting at the north curbline of Scott Avenue, north to the north curbline of Parkside Drive
Nineteenth Street	East	Starting at the north curbline of Burke Avenue, north for a distance of +/- 50 feet
Nineteenth Street	East	Starting at the south curbline of Parkside Drive, south for a distance of +/- 50 feet
Nineteenth Street	East	Starting at the north curbline of Scott Avenue, north for a distance of +/- 50 feet
Nineteenth Street	East	Starting at the south curbline of Scott Avenue, south for a distance of +/- 50 feet
Nineteenth Street	West	Starting at the north curbline of Burke Avenue, north to the south curbline of Scott Avenue
Nineteenth Street	West	Starting at the north curbline of Scott Avenue, north to the south curbline of Parkside Drive
Barbara Lane	East	Starting at the north curbline of Northumberland Road, north for a distance of +/- 35 feet
Brush Hollow Road	East	Starting at a point +/- 225 feet north of the north curbline of Parkwood Road, north for a distance of +/- 160 feet
Burke Avenue	North	Starting at the east curbline of Eighteenth Street, east to the west curbline of Nineteenth Street

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Street	Side	Location
Burke Avenue	North	Starting at the east curbline of Nineteenth Street, east to the west curbline of Twentieth Street
Burke Avenue	South	Starting at the east curbline of Eighteenth Street, east for a distance of +/- 50 feet
Burke Avenue	South	Starting at the east curbline of Nineteenth Street, east for a distance of +/- 50 feet
Burke Avenue	South	Starting at the west curbline of Nineteenth Street, west for a distance of +/- 50 feet
Burke Avenue	South	Starting at the west curbline of Twentieth Street, west for a distance of +/- 50 feet
Burke Avenue	South	Starting at the east curbline of North Broadway, east to the west curbline of Eighteenth Street
Columbia Drive	North	Starting at a point +/- 30 feet west of the west curbline of North Broadway, west for a distance of +/- 120 feet
Market Street	East	From Hazelwood Drive, west to the parking field
Market Street	West	From Hazelwood Drive, west to the parking field
Old Cantiague Rock Road	West	Starting at the junction of Cantiague Road (new portion) running in a southerly direction for a distance of +/- 248 feet
Parkside Drive	North	Starting at the west curbline of Eighteenth Street, east to a point opposite the west curbline of Twenty-First Street
Parkside Drive	South	Starting at a point +/- 300 feet north of the north curbline of Scott Avenue, north then east for a distance of +/- 260 feet
Rockland Drive	East and West	From Sullivan Drive, north to the Marginal Road
Rockland Drive	West	From Sullivan Drive, north to the Marginal Road
Rockland Drive	West	Starting at the south curbline of Sullivan Drive, south for a distance of +/- 200 feet
Scott Avenue	North	Starting at the east curbline of Eighteenth Street, east to the west curbline of Nineteenth Street
Scott Avenue	North	Starting at the east curbline of Nineteenth Street, east to the west curbline of Twentieth Street
Scott Avenue	South	Starting at the east curbline of Eighteenth Street, east for a distance of +/- 50 feet

Section 233-165, Parking Prohibited At Any Time**JERICHO**

Street	Side	Location
Scott Avenue	South	Starting at the east curbline of Nineteenth Street, east for a distance of +/- 50 feet
Scott Avenue	South	Starting at the west curbline of Nineteenth Street, west for a distance of +/- 50 feet
Scott Avenue	South	Starting at the west curbline of Twentieth Street, west for a distance of +/- 50 feet
South Marginal Road	South	Starting at the west curbline of Rockland Drive, west for a distance of +/- 190 feet
Store Hill Road (south service road)	South	Starting at a point +/- 1,622 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 60 feet
Store Hill Road (south service road)	South	Starting at a point +/- 1,766 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 30 feet
Store Hill Road (south service road)	South	Starting at a point +/- 1,858 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 80 feet
Store Hill Road (south service road)	South	Starting at a point +/- 2,080 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 40 feet
Store Hill Road (south service road)	South	Starting at a point +/- 2,206 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 80 feet
Store Hill Road (south service road)	South	Starting at a point +/- 2,412 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 80 feet
Store Hill Road (south service road)	South	Starting at a point +/- 2,652 feet west of the west curbline of Jericho Turnpike, west for a distance of +/- 80 feet
LOADING ZONES		
Eighteenth Street	West	Starting at a point +/- 300 feet south of the south curbline of Burke Avenue, south for a distance of +/- 30 feet

Section 233-165, Parking Prohibited At Any Time**LOCUST VALLEY**

Street	Side	Location
GENERALLY		
Tenth Street	East	Starting at a point +/- 130 feet north of the north curbline of North Street, north to the south curbline of Skunks Misery Road
Twelfth Street	East	Starting at a point +/- 60 feet north of the north curbline of 2nd Avenue, north for a distance of +/- 20 feet
Ash Street	East	Starting at a point +/- 50 feet north of the north curbline of Forest Avenue, north for a distance of +/- 47 feet
Ash Street	West	Starting at a point +/- 50 feet north of the north curbline of Forest Avenue, north for a distance of +/- 164 feet
Birch Street	West	Starting at a point +/- 85 feet north of the north curbline of Forest Avenue, north to the south curbline of Cherry Street
Buckram Road	Either	Starting at a point +/- 25 feet east from the easterly side of the fire house, to a point +/- 25 feet west of the westerly side of the fire house
Buckram Road	South	Starting at the east curbline of Town Cocks Lane, east for a distance of +/- 500 feet
Cherry Street	North	Starting at a point +/- 208 feet west of the west curbline of Birch Hill Road, west for a distance of +/- 64 feet
Cherry Street	South	Starting at the east curbline of Birch Street, east for a distance of +/- 138 feet
Davis Street	North	Starting at the east curbline of Birch Hill Road, east to the west curbline of Baldwin Avenue
Elm Street	North	Starting at a point +/- 24 feet west of Birch Hill Road (Marginal Road), west for a distance of +/- 27 feet
Forest Avenue	North	Starting at the west curbline of Fourth Street, west to a point +/- 25 feet east of the east curbline of Fifth Street
Forest Avenue	North	Starting at a point +/- 310 feet west of the west curbline of Fourteenth Street, west for a distance of +/- 50 feet

Section 233-165, Parking Prohibited At Any Time**LOCUST VALLEY**

Street	Side	Location
Forest Avenue	North	Starting at a point +/- 60 feet west of the west curbline of Birch Hill Road, west to the east curbline of Birch Street
Forest Avenue [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 35 feet west of the west curbline of South Fourth Street, west for a distance of +/- 150 feet
Forest Avenue	South	Starting at a point +/- 30 feet east of the east curbline of South Sixth Street, east to a point +/- 30 feet west of the west curbline of South Fifth Street
Forest Avenue	South	Starting at the westerly curbline of Weir Road, west for a distance of +/- 200 feet
Nassau Road	East	Starting at the south curbline of Forest Avenue, south for a distance of +/- 100 feet
Nassau Road	West	Starting at the south curbline of Forest Avenue, south to the north curbline of Forest Place
Shu Swamp Road	North	Starting at the east curbline of Ayers Road, east to the incorporated Village of Mill Neck line
Shu Swamp Road	South	Starting at a point directly opposite the east curbline of Ayers Roads, east to the west curbline of Dogwood Lane
Shu Swamp Road	South	Starting at the east curbline of Dogwood Lane, east to the incorporated Village of Mill Neck line
Weir Lane	East	Starting at the south curbline of Forest Avenue, south to the north curbline of Elm Street

LOADING ZONES

Ash Street	East	Starting at a point +/- 50 feet north of the north curbline of Forest Avenue, north for a distance of +/- 83 feet
Birch Street	West	Starting at a point +/- 25 feet north of the north curbline of Forest Avenue, north for a distance of +/- 60 feet

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Street	Side	Location
GENERALLY		
Alhambra Road		South end (termination) across the roadway (from the east curbline to the west curbline) at its termination
Alhambra Road	East	From its termination, north for a distance of +/- 165 feet
Alhambra Road	West	Starting at the north curbline (marked by a retaining wall) of Seacrest Place, north for a distance of +/- 113 feet
Alken Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 64 feet
Bayview Avenue	East	Starting at the intersection of John Street, south for a distance of +/- 100 feet
Bayview Avenue	East	Starting at a point +/- 30 feet south of the south curbline of William Street, south for a distance of +/- 64 feet
Beach Street	South	Starting at a point +/- 191 feet west of the west curbline of Carman Boulevard, west for a distance of +/- 142 feet
Berkley Place		At its dead end at Seaford Creek
Beverly Place [Added 9-14-2021 by L.L. No. 13-2021]	East	Starting at a point +/- 190 feet north of the north curbline of Hampton Boulevard north for a distance of +/- 50 feet
Biltmore Boulevard	Either	Starting at the south curbline of Merrick Road, south for a distance of +/- 74 feet
Boston Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 150 feet
Broadway [Added 7-12-2022 by L.L. No. 7-2022]	East	Starting at the south curbline of Massachusetts Avenue, south for a distance of +/- 45 feet
Broadway [Added 7-12-2022 by L.L. No. 7-2022]	East	Starting at a point +/- 45 feet south of the south curbline of Massachusetts Avenue, south for a distance of +/- 65 feet
Broadway	East	Starting at the north curbline of North Suffolk Avenue, north for a distance of +/- 25 feet
Broadway	East	Starting at the north curbline of Park Hill Avenue, north for a distance of +/- 120 feet

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Street	Side	Location
Broadway	East	Starting at the south curbline of Veterans Boulevard, south to the north curbline of Sunrise Highway
Broadway	East	Starting at a point +/- 46 feet south of the south curbline of Veterans Boulevard, south to the north curbline of Sunrise Highway
Brockmeyer Drive		Starting at a point +/- 170 feet north of the dead end, south and around the cul-de-sac
Brooklyn Avenue South	South	From Broadway east to Parkside Boulevard
Carman Boulevard	West	Starting at a point +/- 89 feet north of the north curbline of Beach Street, north for a distance of +/- 30 feet
Cedar Place	South	Starting at the west curbline of Carmans Road, west for a distance of +/- 200 feet
Central Avenue	East	Starting at the north curbline of New York Avenue, north to the south curbline of Pennsylvania Avenue
Central Avenue	West	Starting at a point +/- 106 feet south of the south curbline of Pennsylvania Avenue, south for a distance of +/- 40 feet
Cherokee Street	South	Starting at the east curbline of Roy Avenue, east for a distance of +/- 40 feet
Chicago Avenue	North	Starting at a point +/- 100 feet east of Central Avenue, east for a distance of +/- 100 feet
Cleveland Place		At its dead end at Seaford Creek
Clocks Boulevard	East	Starting at a point +/- 240 feet opposite the north curbline of Lincoln Avenue, north for a distance of +/- 30 feet
Clocks Boulevard	East	Starting at a point opposite the south curbline of Lincoln Avenue, south for a distance of +/- 745 feet
Clocks Boulevard	East	Starting at a point +/- 813 feet south of the south curbline of Lincoln Avenue, south to a point opposite the south curbline of Bayview Place
Clocks Boulevard	West	Starting at the north curbline of Bayview Place, north for a distance of +/- 100 feet
Clocks Boulevard	West	Starting at a point +/- 150 feet north of the north curbline of Bayview Place, north for a distance of +/- 200 feet

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Street	Side	Location
Clocks Boulevard	West	Starting at the south curbline of Lincoln Avenue, south for a distance of +/- 614 feet
County Line Road	West	Starting at a point +/- 409 feet south of the south curbline of Oakley Avenue, south for a distance of +/- 60 feet
Delta Road	West	Starting at a point opposite LILCO Pole No. 8, then southerly following the contour of the cul-de-sac, for a distance of +/- 98 feet
Division Avenue	East	From Merrick Road, south to Washington Place
Division Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 241 feet
Dover Street	East	Starting at the south curbline of Old Sunrise Highway, south to the north curbline of Oakley Street
East Cedar Street	South	Starting at the dead end, east for a distance of +/- 50 feet
East Shore Drive	East	Starting at the termination of East Shore Drive, north for a distance of +/- 376 feet
East Shore Drive	West	Starting at the termination of East Shore Drive, north for a distance of +/- 436 feet
Elm Street	North	Starting at a point +/- 90 feet west of the west curbline of Hicksville Road (Route 107), west for a distance of +/- 17 feet
Euclid Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 108 feet
Franklin Avenue	East	From Michigan Avenue, south to Ohio Avenue
Franklin Avenue	West	Starting at a point +/- 70 feet from the south curbline of Jerusalem Avenue, south for a distance of +/- 45 feet
Franklin Place		At its dead end at Seaford Creek
Front Street	North	Starting at a point +/- 188 feet east of the east curbline of Eastgate Road, east to its termination
Front Street	South	Starting at a point +/- 188 feet east of a point opposite the east curbline of Eastgate Road, east to its termination
Garfield Place		At its dead end at Seaford Creek
Gloucester Road	East	Starting at the north curbline of Adam Road, north for a distance of +/- 74 feet

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Street	Side	Location
Hamilton Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 260 feet
Iroquois Place	North	Starting at a point +/- 135 feet east of the east curbline of East Shore Drive, east for a distance of +/- 275 feet
Jerusalem Avenue	North	Starting at a point +/- 195 feet north of a point opposite the east curbline of Franklin Avenue, east for a distance of +/- 70 feet
Jetmore Place		At its dead end at Seaford Creek
Killians Road	North	Starting at the west curbline of Hicksville Road (Route 107), west for a distance of +/- 52 feet
Killians Road	South	Starting at a point +/- 213 feet west of the west curbline of Hicksville Road (Route 107), west for a distance of +/- 55 feet
LaFayette Place	South	Starting at the east curbline of Ocean Avenue, east to the termination of the street
Lake Street	North	Starting at the east curbline of Clocks Boulevard, east for a distance of +/- 250 feet
Lake Street	South	Starting at a point +/- 220 feet east of the east curbline of Clocks Boulevard, east for a distance of +/- 30 feet
Lee Place	North	Starting at a point +/- 50 feet east of the east curbline of Block Boulevard, east for a distance of +/- 23 feet
Lee Place	West	Starting at the south curbline of Jerusalem Avenue, south to the north curbline of Hamilton Avenue
Lincoln Avenue	West	Starting +/- 54 feet south of the south curbline of Sunrise Highway, south to a point +/- 24 feet north of Berkshire Place
Lincoln Place		At its dead end at Seaford Creek
Marginal Road		Parallel to Brooklyn Avenue, starting at the southeast corner of Marginal Road and Broadway, easterly for a distance of +/- 100 feet
Marine Street	North	Starting at a point +/- 178 feet east of the east curbline of Roosevelt Boulevard, east for a distance of +/- 30 feet

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Street	Side	Location
Massapequa Avenue	West	Starting at a point +/- 259 feet south of the south curbline of Merrick Road, south for a distance of +/- 15 feet
McKinley Place		At its dead end at Seaford Creek
Merrick Road	North	Starting at a point +/- 285 feet west of the west curbline of Dover Road, west for a distance of +/- 40 feet
Merrick Road	North	Starting at a point +/- 110 feet east of a point opposite the east curbline of Erlwein Court, east to the west curbline of County Line Road
Merrick Road	North	Starting at the east curbline of Forest Avenue, east for a distance of +/- 80 feet
Merrick Road	South	Starting at a point +/- 226 feet west of the west curbline of Division Avenue, west for a distance of +/- 95 feet
Merrick Road	South	Starting at a point +/- 95 feet east of the east curbline of Forest Avenue, east for a distance of +/- 25 feet
Merrick Road	South	Starting at the west curbline of Forest Avenue, west for a distance of +/- 120 feet
Merrick Road	South	Starting at a point +/- 30 feet west of the west curbline of South Baldwin Place, west for a distance of +/- 40 feet
Merrick Road	South	Starting at a point +/- 225 feet east of the east curbline of West Shore Drive, east for a distance of +/- 75 feet
Michigan Avenue	North	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 87 feet
Michigan Avenue	South	From Franklin Avenue, east to Broadway
Michigan Avenue	South	Starting at the west curbline of Ocean Avenue, west for a distance of +/- 172 feet
Nassau Road	Either	Starting at the east curbline of Unqua Circle, east to Cedar Drive
Nassau Road	South	Starting at the east curbline of Sunset Road, east to the west curbline of Unqua Circle
Nassau Road	South	Starting at the east curbline of Unqua Circle East, east for a distance of +/- 30 feet

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Street	Side	Location
Nassau Road	South	Starting at a point +/- 90 feet east of the east curbline of Unqua Circle, east to the west curbline of Cedar Drive
Nassau Street	South	Starting at the east curbline of Bay Drive, and east to the town line
North Baldwin Place	West	Starting at Merrick Road, north for a distance of +/- 165 feet
North Broadway	West	Starting at a point +/- 30 feet north of the north curbline of North Hickory Street, north to a point +/- 60 feet south of the south curbline of North Chestnut Street
North Broadway	West	Starting at a point +/- 85 feet south of the south curbline of North Michigan Avenue, south for a distance of +/- 52 feet
North Central Drive	East	Starting at the east curbline of Boundary Avenue, south for a distance of +/- 45 feet
North Central Drive	West	Starting at the west curbline of Boundary Avenue, south for a distance of +/- 35 feet
North Delaware Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 105 feet
North Kings Avenue	South	Starting at the east curbline of Broadway, east for a distance of +/- 102 feet
North Idaho Avenue	South	Starting at a point +/- 80 feet west of the west curbline of Broadway, west for a distance of +/- 40 feet
North Iowa Avenue	South	Starting at the west curbline of Broadway, west for a distance of +/- 120 feet
North Linden Street	South	Starting at a point +/- 435 feet east of the east curbline of North Pine Drive, east to the boundary of the Incorporated Village of Massapequa Park
North Oak Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 112 feet
North Wisconsin Avenue	North	Starting at the west curbline of Broadway, west for a distance of +/- 44 feet
Ocean Avenue	East	Starting at a point +/- 40 feet south of the south curbline of LaFayette Place, south for a distance of +/- 100 feet

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Street	Side	Location
Ocean Avenue	East	Starting at a point +/- 60 feet south of the south curbline of Merrick Road, south for a distance of +/- 165 feet
Ocean Avenue	East	Starting at a point +/- 74 feet south of the south curbline of New York Avenue, south for a distance of +/- 64 feet
Park Boulevard	West	Starting at a point opposite the south curbline of Moore Avenue, north for a distance of +/- 50 feet
Parkside Boulevard	West	Starting at the north curbline of New York Avenue, north for a distance of +/- 120 feet
Parkside Boulevard	West	Starting at the south curbline of New York Avenue, south for a distance of +/- 250 feet
Pennsylvania Avenue	South	Starting at the intersection of Ocean Avenue, east for a distance of +/- 31 feet
Princeton Court		At the termination, starting at the north curbline and continuing along the dead end to the south curbline
Princeton Court	North	Starting at a point +/- 82 feet west of the west curbline of Arlyn Drive West, west for a distance of +/- 27 feet
Princeton Court	South	Starting at a point +/- 82 feet west of the west curbline of Arlyn Drive West, west for a distance of +/- 27 feet
Riverdale Avenue	East	Starting at a point +/- 310 feet north of the north curbline of Lincoln Avenue, north, east and south for a distance of +/- 110 feet
Riverdale Avenue	East	Starting at a point +/- 310 feet north of the north curbline of Lincoln Avenue, north, west and south for a distance of +/- 110 feet
Riviera Drive East	West	Starting at a point +/- 160 feet south of the south curbline of Shelley Drive, south following the curvature of the road for a distance of +/- 80 feet
Rockwood Avenue	West	Starting at the south curbline of Maple Street, south for a distance of +/- 200 feet
Roosevelt Place		At its dead end at Seaford Creek
Roy Avenue	East	Starting at the south curbline of Cherokee Street, south for a distance of +/- 70 feet

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Street	Side	Location
Roy Avenue	West	Starting at the south curbline of South Merrick Road, south for a distance of +/- 60 feet
Roy Avenue [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 60 feet south of the south curbline of South Merrick Road, south for a distance of +/- 70 feet
Seaford Avenue	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 25 feet
Seaford Avenue	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 25 feet
South Merrick Road [Added 9-14-2021 by L.L. No. 13-2021]	North	Starting at a point +/- 170 feet east of the east curbline of Unqua Road east for a distance of +/- 60 feet
South Merrick Road	South	Starting at the west curbline of Algonquin Avenue, west to the east curbline of Hollywood Avenue
South Merrick Road	South	Starting at the east curbline of East Shore Drive, east for a distance of +/- 148 feet
South Merrick Road	South	Starting at the west curbline of Roy Avenue, west for a distance of +/- 124 feet
St. Marks Place		At its dead end at Seaford Creek
St. Marks Place		At its east termination, starting at the north curbline of St. Marks Place, south to the south curbline of St. Marks Place
St. Marks Place	North	Starting at the east curbline of Ocean Avenue, east to the east termination of St. Marks Place
St. Marks Place	South	Starting at the east curbline of Ocean Avenue, east to the east termination of St. Marks Place
South Merrick Road	South	Starting at a point +/- 265 feet west of the west curbline of East Shore Drive, west to the east curbline of Argonne Place
Stone Boulevard	East	Starting at the north curbline of Major Road, north to a point +/- 64 feet south of the south curbline of Merrick Road
Suffolk Place	North	From West Shore Drive to the dead end
Toronto Avenue	North and South	Starting at the east curbline of Broadway, east for a distance of +/- 250 feet
Unqua Circle		On both sides of the circle in its entirety

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Street	Side	Location
Unqua Road	East	Starting at a point +/- 160 feet north of the north curbline of Merrick Road, north for a distance of +/- 50 feet
Unqua Road	East	Starting at a point +/- 38 feet south of the south curbline of South Merrick Road, south for a distance of +/- 167 feet
Unqua Road	West	Starting at the north curbline of the entrance of Marjorie Post Community Park, north for a distance of +/- 50 feet
Unqua Road	West	Starting at the south curbline of the entrance to Marjorie Post Community Park, south for a distance of +/- 50 feet
Unqua Road	West	Starting at a point +/- 38 feet south of the south curbline of South Merrick Road, south for a distance of +/- 234 feet
West Shore Drive	West	Starting at a point +/- 45 feet south of the south curbline of Merrick Road, south for a distance of +/- 30 feet
William Street		At the easterly termination, starting at the north curbline south to the south curbline (across private driveway)
BUS STOPS		
Veterans Boulevard	South	From Broadway, west for a distance of +/- 73 feet
LOADING ZONES		
Brooklyn Avenue	South	Starting at a point +/- 200 feet east of the east curbline of Forest Avenue, east for a distance of +/- 46 feet
Nassau Road	South	Starting at a point +/- 60 feet east of the east curbline of Unqua Circle, east for a distance of +/- 80 feet
Nassau Road	South	Starting at a point +/- 30 feet east of the east curbline of Unqua Circle East, east for a distance of +/- 60 feet
PICKUP AND DISCHARGE OF PASSENGERS ONLY		
Station Plaza North	North	Starting at a point +/- 344 feet east of the east curbline of Broadway, east for a distance of +/- 150 feet
WITHIN 50 FEET OF ENUMERATED INTERSECTIONS		

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Street	Side	Location
Sunrise Highway and Ocean Avenue		From the southwest and southeast corners

Section 233-165, Parking Prohibited At Any Time**OLD BETHPAGE**

Street	Side	Location
GENERALLY		
Cindy Drive	West	Starting at a point +/- 110 feet south of the south curbline of Haypath Road, south for a distance of +/- 120 feet

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Street	Side	Location
GENERALLY		
Alternate Road		To Centre Island Beach, starting at the east curbline of Ludlam Avenue, east to the Centre Island Beach Parking Lot
Anstice Street	East	Starting at a point +/- 115 feet south of the south curbline of Burtis Avenue, south for a distance of +/- 50 feet
Anstice Street	West	Starting at the north curbline of Summit Street, north for a distance of +/- 40 feet
Anstice Street	West	Starting at the north curbline of Weeks Avenue, north to the south curbline of Summit Street
Audrey Avenue (west spur)	West	Starting at a point +/- 493 feet south of the curbline of Railroad Avenue, south and west following the curbline of the west spur for a distance of +/- 22 feet
Bayview Avenue	West	Starting at the north curbline of Bay Avenue, north to the end of Bayview Avenue
Burtis Avenue	North	Starting at the west curbline of Anstice Street, west for a distance of +/- 50 feet
Burtis Avenue	South	Starting at the east curbline of South Street to the west curbline of Kellogg Street
Church Street		On the westerly side

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Street	Side	Location
East Main Street	South	Oyster Bay High School parking lot, east end, starting at the west curbline of the entrance/exit, west for a distance of +/- 50 feet
Glen Cove-Oyster Bay Road	South	Starting at a point +/- 366 feet west of the curbline of Mill River Road, west to a point opposite the east curbline of Lake Avenue
Glen Cove Road	North	Starting at the east curbline of Lake Avenue, east for a distance of +/- 91 feet
High Street	North	Starting at the east curbline of Pine Hollow Road, east to the west curbline of Park Avenue
High Street	South	Starting at the east curbline of Pine Hollow Road, east to the west curbline of Park Avenue
Hill Drive	East	Starting at the south curbline of Soundview Avenue, south for a distance of +/- 30 feet
Lake Avenue	East	Starting at the north curbline of Glen Cove Road, north for a distance of +/- 81 feet
Lexington Avenue	East	Starting at the north curbline of Orchard Street, north for a distance of +/- 183 feet
Lexington Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Simcoe Street, north to a point +/- 50 feet south of the south curbline of Orchard Street
Lexington Avenue	East	Starting at a point +/- 37 feet north of the north curbline of Tooker Avenue, north to a point +/- 30 feet south of the south curbline of Simcoe Street
Lexington Avenue	West	Starting at a point +/- 50 feet north of the north curbline of Capitol Heights Road, north to a point +/- 80 feet south of the south curbline of Mill River Road
Lexington Avenue	West	Starting at the north curbline of Mill River Road, north to a point +/- 30 feet south of the south curbline of West Main Street
Maxwell Avenue	West	Starting at a point +/- 103 feet from the south curbline of Shore Avenue, south to the north curbline of West Main Street
McCouns Lane	East	Starting at a point +/- 50 feet south of the south curbline of East Main Street, south to the north curbline of Agnes Street
McCouns Lane	West	Starting at the south curbline of Burtis Avenue, south to the north curbline of Berry Hill Road

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Street	Side	Location
McCouns Lane	West	Starting at a point +/- 240 feet south of the south curbline of East Main Street, south to the north curbline of Grace Street
McCouns Lane	West	Starting at the south curbline of Grace Street, south to the north curbline of Burtis Avenue
Mill River Road	North	From the west curbline of Lexington Avenue, west to the east curbline of Underhill Avenue
Mill River Road	North	Starting at the west curbline of Underhill Avenue, west for a distance of +/- 382 feet
Mill River Road	South	Starting at the west curbline of Lexington Avenue, west for a distance of +/- 825 feet
Orchard Street	North	Opposite House No. 95, east of driveway for a distance of +/- 20 feet
Orchard Street	North	Opposite House No. 95, west of driveway for a distance of +/- 20 feet
Orchard Street	North	Starting at the east curbline of Spring Street, east for a distance of +/- 30 feet
Orchard Street	North	Starting at the west curbline of Spring Street, west for a distance of +/- 30 feet
Orchard Street	South	Starting at a point +/- 144 feet east of the east curbline of Lexington Avenue, east for a distance of +/- 203 feet
Orchard Street	South	Starting at the east curbline of Prospect Street, east for a distance of +/- 86 feet
Orchard Street	South	Starting at a point +/- 126 feet east of the east curbline of Prospect Street, east to South Street
Ships Point Lane	East	Starting at the north curbline of Compass Court, north to the south curbline of Keel Court
Ships Point Lane	East	Starting at the north curbline of East Main Street, north to the south curbline of Compass Court
Ships Point Lane	East	Starting at the north curbline of Keel Court, north to the south curbline of Anchor Court
Ships Point Lane	West	Starting at the north curbline of Sidney Street, north to the south curbline of Melbourne Street
Spring Street	East	At the entrance to the Town of Oyster Bay Garage

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Street	Side	Location
Summit Court	West	Starting at a point +/- 84 feet north of the north curbline of Hill Drive, north for a distance of +/- 66 feet
Weeks Avenue	North	Starting at a point opposite the east curbline of Kellogg Street, west for a distance of +/- 30 feet
Weeks Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to the west curbline of Ivy Street
West End Avenue	Either	Starting at the west curbline of Bayside Avenue, west for a distance of +/- 268 feet
West Harbor Drive	North	Starting at the west curbline of Hillary Drive, west to the incorporated Village of Bayville line
West Harbor Drive	North and West	Starting at the east curbline of Hillary Drive, east then north to the incorporated Village of Bayville line
West Harbor Drive	South and East	Starting at the incorporated Village of Bayville line, east then north to the incorporated Village of Bayville line
West Main Street	South	Starting at the east curbline of Lexington Avenue, east for a distance of +/- 185 feet
LOADING ZONE		
East Main Street	North	Starting at a point +/- 100 feet from the intersection of Florence Avenue, west for a distance of +/- 179 feet

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Street	Side	Location
GENERALLY		
Adams Court	East	Starting at a point opposite the north curbline of Fairchild Avenue, north to its dead end
Adams Court	West	Starting at the north curbline of Fairchild Avenue, north to its dead end
Ann Court	East	Starting at a point +/- 50 feet south of the south curbline of Washington Avenue, south for a distance of +/- 92 feet

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Street	Side	Location
Ann Court	West	Starting at a point +/- 68 feet south of the south curbline of Washington Avenue, south for a distance of +/- 72 feet
Barnum Avenue	East	Starting at the north curbline of the driveway apron to the Oyster Bay Housing Authority opposite House No. 71 Barnum Avenue, north for a distance of +/- 60 feet
Barnum Avenue	East	Opposite House No. 68 Barnum Avenue, south of driveway for a distance of +/- 16 feet
Barnum Avenue	West	Starting at the north curbline of Nathan rive, north for a distance of +/- 109 feet
Carol Place	West	Starting at the south curbline of Old Country Road, south for a distance of +/- 128 feet
Central Park Road	West	Starting at the south curbline of Elaine Place, north to the south curbline of Southern Parkway
Central Park Road East	West	From Old Country Road, north to Central Park Road
Dupont Street	East	Starting at the north curbline of Fairchild Avenue, northeast for a distance of +/- 1,494 feet
Dupont Street	West	Starting at the north curbline of Fairchild Avenue, northeast for a distance of +/- 1,494 feet
East Bethpage Road	Either	Starting at a point +/- 136 feet north of the north curbline of Old Country Road, north to the south curbline of Washington Avenue
Fairchild Avenue	North	Starting at the east curbline of Sunnyside Boulevard, east to the west curbline of Adams Court
Fairchild Avenue	South	Starting at a point +/- 565 feet east of the east curbline of Sunnyside Boulevard, east to the west curbline of Fairchild Court
Fairchild Court	West	Starting at the south curbline of Fairchild Avenue, south to its dead end
Floral Avenue	North	Starting at a point +/- 50 feet west of the west curbline of Lynn Court, west for a distance of +/- 83 feet
Floral Avenue	Southwest	Starting at a point opposite the west curbline of Lynn Court, north to the northernmost property line of Parklet B-6, a distance of +/- 255 feet
Floral Drive West	North	Starting at the west curbline of John Street, west to the east curbline of Oak Drive

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Street	Side	Location
Gerhard Road	West	Starting at the northmost part of the traffic island, south for a distance of +/- 30 feet
Gerhard Road Estate	West	From Gerhard Road, north to Old Country Road
Hollywood Drive	North	Starting at a point +/- 142 feet east of the east curbline of Pasadena Drive, east for a distance of +/- 190 feet
Jamaica Avenue	South	Starting at the east curbline of South Oyster Bay Road, east for a distance of +/- 54 feet
Main Parkway East	North	Starting at the east curbline of Radcliff Road, east for a distance of +/- 35 feet
Main Parkway East	South	Starting at the east curbline of Radcliff Road, east for a distance of +/- 35 feet
Nathan Drive	North	Starting at the west curbline of Barnum Avenue, west for a distance of +/- 92 feet
Old Bethpage Road	East	Starting at the north curbline of Palo Alto Drive, north for a distance of +/- 120 feet
Old Bethpage Road	West	Starting at the north curbline of John Drive, north for a distance of +/- 128 feet
Old Country Road	South	Starting at the west curbline of Joel Place, west for a distance of +/- 50 feet
Orchard Street	East	Starting at a point opposite the north curbline of Atwood Avenue, north for a distance of +/- 25 feet
Orchard Street	East	Starting at a point opposite the south curbline of Atwood Avenue, south for a distance of +/- 25 feet
Orchard Street	East	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Orchard Street	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 50 feet
Pasadena Drive	West	Starting at the north curbline of Richard Court, north for a distance of +/- 35 feet
Plainview Road	East	Starting at a point +/- 78 feet north of the north curbline of Clearwater Drive, north for a distance of +/- 77 feet
Point of Woods Road	North	Starting at the east curbline of Serpentine Lane, east to its easternmost termination
Point of Woods Road	South	Starting at a point opposite the east curbline of Serpentine Lane, east to its easternmost termination

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Street	Side	Location
Point of Woods Road	West	Starting at the east curbline of Round Swamp Road, south to a point opposite the south curbline of Serpentine Lane
Richard Court	East	Starting at a point opposite and +/- 15 feet south of the south curbline of the school entrance, south for a distance of +/- 80 feet
Richard Court	South	Starting at the west curbline of Pasadena Drive, west for a distance of +/- 25 feet
Round Swamp Road	East	Starting +/- 120 feet north of a point opposite the north curbline of Farragut Road, north to the southwest curbline of Point of Woods Road
Roxton Road	East	Starting at the south curbline of Northern Parkway West, north for a distance of +/- 1,120 feet
Roxton Road	West	Starting at a point +/- 530 feet north of the north curbline of Ives Lane, north for a distance of +/- 64 feet
Roxton Road	West	Starting at the north curbline of Northern Parkway West, north for a distance of +/- 1,110 feet
South Service Road	North	Starting at the east curbline of Washington Avenue, east for a distance of +/- 350 feet
South Service Road	South	Starting at the east curbline of Washington Avenue, east for a distance of +/- 325 feet (driveway of Aeroflex Corporation)
Southern Parkway	South	Starting at the west curbline of Central Park Road, west for a distance of +/- 680 feet
Southern Parkway	South	Starting at the west curbline of Central Park Road, west for a distance of +/- 680 feet
Southern Parkway	South	Opposite John Street, starting at the east side of the entrance of Plant No. 4 of the Plainview Water District, east for a distance of +/- 30 feet
Southern Parkway	South	Opposite John Street, starting at the east side of the entrance of Plant No. 4 of the Plainview Water District, east for a distance of +/- 30 feet
Southern Parkway	South	Opposite John Street, starting at the west side of the entrance of Plant No. 4 of the Plainview Water District, west for a distance of +/- 30 feet
Stauber Drive	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 47 feet

Section 233-165, Parking Prohibited At Any Time**PLAINVIEW**

Street	Side	Location
Sunnyside Boulevard	North	Starting at the east curbline of Pal Street, east to the west curbline of Summit Street
Sunnyside Boulevard	North	Starting at the east curbline of Summit Street, east to the Long Island Expressway right-of-way
Sunnyside Boulevard	South	Starting at the east curbline of Pal Street, east to the Long Island Expressway right-of-way
Sylvia Lane	West	Starting at the stop sign, north for a distance of +/- 30 feet
Universal Boulevard	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 37 feet
Washington Avenue	North	Starting at the east curbline of the entrance/exit of the Mid-Island Y JCC, east for a distance of +/- 50 feet
Washington Avenue	North	Starting at the west curbline of the entrance/exit of the Mid-Island Y JCC, west for a distance of +/- 50 feet
Washington Avenue	South	Starting at the east curbline of Ann Court, east for a distance of +/- 90 feet
Washington Avenue	South	Starting at the west curbline of Ann Court, west for a distance of +/- 100 feet
Woodbury Road	East	Starting at the north curbline of Den Place, north to the Northern State Parkway

LOADING ZONES

Orchard Street	South	Starting at a point +/- 86 feet east of the east curbline of Prospect Street, east for a distance of +/- 40 feet
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Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
GENERALLY		
Aerial Way	East	From Aerial Way North to Aerial Way South
Aerial Way	East	Starting at the east curbline of Robbins Lane, north for a distance of +/- 810 feet
Aerial Way	South	Starting at the east curbline of Robbins Lane, east for a distance of +/- 165 feet
Aerial Way	West	Starting at the south curbline of Aerial Way, south for a distance of +/- 380 feet

Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
Avon Court	North	Starting at a point +/- 30 feet west of the west curbline of South Oyster Bay Road, west to Berkeley Lane
Berkeley Lane	West	Starting at a point opposite the north curbline of Avon Court, south and then west to the east curbline of Dover Lane
Berkeley Lane	West	Starting at the south curbline of Avon Court South to Dover Lane
Berry Hill Road	East	Starting at the north curbline of Cold Spring Road, north for a distance of +/- 90 feet
Berry Hill Road	East	Starting at a point +/- 5 feet north of the exit driveway of St. Bede's Episcopal Church, north for a distance of +/- 45 feet
Berry Hill Road	East	Starting at the north curbline of Woodbury Way, north to Renee Road
Berry Hill Road	West	Starting at the south curbline of Baylis Place, south for a distance of +/- 400 feet
Berry Hill Road	West	Starting at a point +/- 50 feet north of the north curbline of Church Street, north for a distance of +/- 145 feet
Berry Hill Road	West	Starting at the north curbline of Cold Spring Road, north for a distance of +/- 90 feet
Berry Hill Road	West	Starting at the apex of the triangle formed by Split Rock Road and Berry Hill Road, north to the south curbline of Church Street
Calvin Avenue	South	Starting at a point +/- 150 feet east of the east curbline of Split Rock Road, east for a distance of +/- 90 feet
Cedar Street	West	Starting at a point +/- 50 feet south of the south curbline of Jericho Turnpike, south to a point +/- 50 feet north of the north curbline of Lenore Street
Church Street	North	Starting at the east curbline of Split Rock Road, east for a distance of +/- 175 feet
Cold Spring Road	North	Starting at the west curbline of Magnolia Lane, west for a distance of +/- 320 feet
Cold Spring Road	South	Starting at a point +/- 70 feet east of the east curbline of Nevada Street, east for a distance of +/- 95 feet
Convent Road	North	Starting at the east curbline of Fourth Place, east to the west curbline of Fifth Place

Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
Convent Road	North	Starting at the east curbline of Fifth Place, east to the west curbline of Greenway Drive
Convent Road	North	Starting at the east curbline of Eliot Court, east to the west curbline of Fourth Place
Convent Road	North	Starting at the east curbline of Greenway Drive, east to the west curbline of South Woods Road
Convent Road	North	Starting at the east curbline of Jackson Avenue, east to the west curbline of Eliot Court
Convent Road	South	Starting at the east curbline of Albergo Lane, east to the west curbline of Honey Drive
Convent Road	South	Starting at the east curbline of Barry Lane, east to the west curbline of South Woods Road
Convent Road	South	Starting at the east curbline of Honey Drive, east to the west curbline of Greenway Dive South
Convent Road	South	Starting at the east curbline of Greenway Drive South, east to the west curbline of Marsulin Drive
Convent Road	South	Starting at the east curbline of Jackson Avenue, east to the west curbline of Albergo Lane
Convent Road	South	Starting at the east curbline of Marsulin Drive, east to the west curbline of Samuel Court
Convent Road	South	Starting at the east curbline of Samuel Court, east to the west curbline of Barry Lane
Dawes Avenue	South	Starting at the west curbline of Humphrey Drive, west to the east curbline of Willets Drive
Devine Avenue	North	Starting at the north curbline of Devine Avenue, following the curvature of the roadway onto Railroad Avenue, north for a distance of +/- 80 feet
Devine Avenue	South	Starting at a point +/- 40 feet east of the east curbline of Ava Drive, east for a distance of +/- 80 feet
Devine Avenue	South	Starting at a point +/- 120 feet east of the east curbline of Ava Drive, east for a distance of +/- 210 feet
Edward Avenue	North	Starting at a point +/- 120 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 50 feet
Edward Avenue	North	Starting at a point +/- 177 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 78 feet

Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
Edward Avenue	South	Starting at a point +/- 130 feet east of the east curbline of Humphrey Drive, east to a point +/- 25 feet west of the west curbline of Florence Avenue
Eileen Way	South	Starting at the entrance to 121-123 Eileen Way, west for a distance of +/- 20 feet
Eileen Way	South	Starting at the entrance to 131 Eileen Way, east for a distance of +/- 40 feet
Florence Avenue	East	Starting at the south curbline of Edward Avenue, south for a distance of +/- 137 feet
Florence Avenue	East	Starting at the north curbline of Jericho Turnpike, north for a distance of +/- 340 feet
Florence Avenue	West	Starting at a point +/- 200 feet north of the north curbline of Jericho Turnpike, north for a distance of +/- 235 feet
Greenfield Road	East	Starting at the north curbline of Locust Lane, north for a distance of +/- 102 feet
Hickman Street	North	Starting at the west curbline of Berry Hill Road, west for a distance of +/- 800 feet
Hickman Street	South	Starting at the west curbline of Berry Hill Road, west to the east curbline of Hickman Court
Hickman Street	South	Starting at the west curbline of Hickman Court, west for a distance of +/- 260 feet
Hillside Lane North	South	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 70 feet
Humphrey Drive	East	Starting at the north curbline of Jericho Turnpike, north to the south curbline of Edward Avenue
Humphrey Drive	West	Starting at the north curbline of Jericho Turnpike, north to a point opposite the south curbline of Edward Avenue
Ira Road	South	Starting at the west curbline of Nathan Court, west for a distance of +/- 100 feet
Jackson Avenue	East	Starting at the south curbline of Hillside Lane North, south for a distance of +/- 180 feet
Jackson Avenue	East	Starting at the south curbline of Pine Road, south for a distance of +/- 55 feet

Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
Jackson Avenue	West	Starting at a point +/- 60 feet north of the north curbline of Devine Avenue, north for a distance of +/- 106 feet
Jackson Avenue	West	Starting at the south curbline of Walters Avenue, south for a distance of +/- 89 feet
Jackson Avenue	West	Starting at the north curbline of Whitney Avenue, north for a distance of +/- 100 feet
Oak Drive	East	Starting at a point +/- 165 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 40 feet
Queens Street	East	Starting at the north curbline of Underhill Boulevard, north for a distance of +/- 30 feet
Queens Street	West	Starting at the north curbline of Roosevelt Avenue, north for a distance of +/- 50 feet
Queens Street	West	Starting at the north curbline of Underhill Boulevard, north for a distance of +/- 30 feet
Park Drive East	North	Starting at a point +/- 50 feet east of the east curbline of Cedar Street, east for a distance of +/- 135 feet
Railroad Avenue	South	Starting at the west curbline of Jackson Avenue, west to a point +/- 50 feet east of the east curbline of Willis Avenue
Railroad Avenue	West	Starting at the stop line at the intersection of Devine Avenue and Railroad Avenue, north for a distance of +/- 40 feet
Richmond Street	West	Starting at the north curbline of Underhill Boulevard, north to the south curbline of Willis Avenue
Roosevelt Avenue	South	Starting at the north curbline of Underhill Boulevard, west for a distance of +/- 59 feet
Ryan Street	North	Starting at the east curbline of Ryan Court, east to the west curbline of Berry Hill Road
Ryan Street	South	Starting at a point opposite the west curbline of Ryan Court, east to the west curbline of Berry Hill Road
Southwood Circle	North	Starting at the east curbline of Colony Lane, east for a distance of +/- 80 feet
Southwood Circle	South	Starting at the east curbline of Colony Lane, east for a distance of +/- 80 feet

Section 233-165, Parking Prohibited At Any Time**SYOSSET**

Street	Side	Location
Split Rock Road (Jackson Avenue)	East	Starting at the apex of the triangle formed by Split Rock Road and Berry Hill Road, north for a distance of +/- 50 feet
Syosset-Woodbury Road	South	Starting at a point opposite the east curbline of Cold Spring Road, east for a distance of +/- 340 feet
Terrehans Lane	South	Starting at the east curbline of South Oyster Bay Road, east to the west curbline of Greenvale Lane
Townsend Drive	East	Starting at the south curbline of Townsend Drive, north for a distance of +/- 40 feet
Townsend Drive	East	Starting at a point +/- 410 feet south of the south curbline of Wilshire Drive, south for a distance of +/- 185 feet
Townsend Drive	West	Starting at the south curbline of Townsend Drive, north for a distance of +/- 40 feet
Townsend Drive	West	Starting at the north curbline of Wilshire Drive, south for a distance of +/- 625 feet
Underhill Boulevard	North	Starting at the west curbline of Roosevelt Avenue, west for a distance of +/- 40 feet
Woodbury Road	North	Starting at a point +/- 479 feet east of the east curbline of East Court, east for a distance of +/- 107 feet

FIRE ZONES

Sarah Lane	East	For the entire length of the roadway
Sarah Lane	West	For the entire length of the roadway
Syosset-Cold Spring Road	North	Starting at a point +/- 10 feet east of the east curbline of Orchard Street, east for a distance of +/- 47 feet
Syosset-Cold Spring Road	North	Starting at a point +/- 10 feet west of the intersection of Orchard Street, west for a distance of +/- 84 feet
Syosset-Cold Spring Road	South	Starting at a point +/- 64 feet west of a point opposite the west curbline of Orchard Street, east for a distance of +/- 134 feet

LOADING ZONES

Aerial Way	West	Starting at a point +/- 435 feet south of the south curbline of Aerial Way, south for a distance of +/- 35 feet
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Section 233-165, Parking Prohibited At Any Time**WOODBURY**

Street	Side	Location
GENERALLY		
Crossways Park Drive	East	Starting at a point opposite the southwest curbline of Crossways Park West, southeasterly and then southwesterly to the east curbline of Crossways Park West
Crossways Park Drive	West	Starting at the south curbline of Crossways Park West, southeasterly and then southwesterly to the east curbline of Crossways Park West
Crossways Park West	East	Starting at the south curbline of Crossways Park Drive, south and then westerly following the curvature of the roadway, to the east curbline of East Drive
Crossways Park West	North	Starting at the west curbline of Crossways Park Drive, west to the east curbline of Crossways Park North
Crossways Park West	Southeast	Starting at the west curbline of Crossways Park Drive, west and then southerly following the curvature of the roadway, to the north curbline of Crossways Park Drive
Crossways Park West	West	Starting at the west curbline of Crossways Park North, west then southerly following the curvature of the roadway, to the north curbline of Media Crossways Drive
Crossways Park West	West	Starting at the south curbline of Media Crossways Drive, south and then westerly following the curvature of the roadway, to the east curbline of East Drive
Hunting Hill Road	East	Starting at a point +/- 60 feet north of the north curbline of Woodbury Road, north to the south curbline of Cypress Drive
Hunting Hill Road	West	Starting at a point +/- 60 feet north of the north curbline of Woodbury Road, north to the south curbline of Cypress Drive
Kristi Lane	East	Starting at a point +/- 370 feet north of the north curbline of Colgate Lane, north for a distance of +/- 50 feet
Media Crossways Drive	North	Starting at the west curbline of Crossways Park West, west to its westernmost termination
Media Crossways Drive	South	Starting at the west curbline of Crossways Park West, west to its westernmost termination

Section 233-165, Parking Prohibited At Any Time**WOODBURY**

Street	Side	Location
Woodbury Road	East	Starting at the north curbline of East Gate Drive, north to the County Line
Woodbury Road	North	Starting at a point +/- 50 feet east of a point opposite the center of the Woodbury Fire House (east end of the fire zone), east for a distance of +/- 186 feet
FIRE ZONES		
Froehlich Farm Boulevard	West	Starting at a point +/- 526 feet south of the south curbline of Woodbury Road, south for a distance of +/- 36 feet
Woodbury Road	North	Starting at a point opposite the center of the Woodbury Fire House Building, east for a distance of +/- 50 feet
Woodbury Road	North	Starting at a point opposite the center of the Woodbury Fire House Building, west for a distance of +/- 50 feet
Woodbury Road	South	Starting at the east curbline of Hillside Avenue, east for a distance of +/- 100 feet
Woodbury Road	South	Starting at the west curbline of Hillside Avenue, west for a distance of +/- 100 feet

§ 233-166. Locations at which parking is prohibited on certain days and hours.

Parking at the following locations is hereby prohibited on the hours or days designated, which locations shall be properly sign posted:

Section 233-166, Parking Prohibited Certain Days and Hours**BETHPAGE**

Street	Side	Location
ON ANY DAY		
9:00 P.M. TO 6:00 A.M.		
Shubert Lane	East	Starting at a point opposite the north curbline of Byron Lane, north to a point opposite the south curbline of Brittany Drive
Shubert Lane	West	Starting at the north curbline of Shelly Lane, north to a point +/- 110 feet south of the south curbline of Brittany Lane
LOADING ZONE		
6:00 A.M. TO 12:00 NOON		

Section 233-166, Parking Prohibited Certain Days and Hours**BETHPAGE**

Street	Side	Location
Washington Street	North	Starting at a point +/- 25 feet west of the west curbline of Broadway, west for a distance of +/- 83 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Station Plaza	South	Starting at the west curbline of Broadway, west for a distance of +/- 72 feet; a loading zone
ANY DAY EXCEPT SATURDAYS, SUNDAYS OR HOLIDAYS		
Hickey Boulevard	North	Starting at a point opposite the east curbline of Apollo Circle, west to the termination of Hickey Boulevard, a distance of +/- 500 feet
7:00 A.M. TO 9:00 A.M.		
Central Avenue	South	Starting at a point +/- 200 feet west of the west curbline of Stewart Avenue, west for a distance of +/- 80 feet
8:00 A.M. TO 4:00 P.M.		
North Butehorn Street	East	Starting at a point +/- 118 feet north of the north curbline of Central Avenue, north to a point +/- 30 feet south of the south curbline of Harrison Avenue
North Butehorn Street	West	Starting at a point +/- 30 feet south of the south curbline of Harrison Avenue, south to a point +/- 132 feet north of the north curbline of Central Avenue
Pine Avenue	West	Starting at the south curbline of Locust Avenue, south for a distance of +/- 93 feet
Steuben Avenue	North	Starting at a point +/- 55 feet west of the west curbline of Stewart Avenue, west to Pershing Avenue
Steuben Avenue	South	Starting at a point +/- 25 feet west of the west curbline of Stewart Avenue, west to Pershing Avenue
ON SUNDAYS ONLY		
6:00 A.M. TO 2:00 P.M.		
Central Avenue	South	Starting at a point +/- 70 feet east of the east curbline of Broadway, east to a point +/- 44 feet west of the west curbline of Windhorst Avenue
Central Avenue	South	Starting at a point +/- 70 feet east of the east curbline of Windhorst Avenue, east to a point +/- 40 feet west of the west curbline of Herman Avenue

Section 233-166, Parking Prohibited Certain Days and Hours		
BETHPAGE		
Street	Side	Location
Union Avenue	North and South	Starting at the west curbline of Verly Court, west to the dead end
9:00 A.M. TO 1:00 P.M.		
Stewart Avenue	West	Starting at a point +/- 38 feet north of the north curbline of Central Boulevard, north for a distance of +/- 100 feet
ON SCHOOL DAYS		
7:00 A.M. TO 3:00 P.M.		
Cypress Avenue	North	Starting at a point +/- 160 feet east of the east curbline of South Spruce Avenue, east for a distance of +/- 53 feet
8:00 A.M. TO 2:00 P.M.		
Cypress Avenue	North	Starting at the west curbline of Kunen Avenue, west for a distance of +/- 114 feet
Cypress Avenue	South	Starting at the west curbline of Kunen Avenue, west for a distance of +/- 237 feet
Kunen Avenue	East	Starting at the north curbline of Cherry Avenue, north to the south curbline of Pearl Street
Kunen Avenue	West	Starting at the north curbline of Cherry Avenue, north to the south curbline of Cypress Avenue
Kunen Avenue	West	Starting at the north curbline of Cypress Avenue, north for a distance of +/- 78 feet
MONDAY TO FRIDAY		
10:00 A.M. TO 12:00 NOON		
South Second Street	East	Starting at a point +/- 40 feet north of the north curbline of Burkhardt Avenue, north for a distance of +/- 140 feet
South Second Street	East	Starting at a point +/- 282 feet north of the north curbline of Burkhardt Avenue, north for a distance of +/- 50 feet
South Second Street	West	Starting at a point +/- 352 feet north of the north curbline of Burkhardt Avenue, north for a distance of +/- 26 feet

Section 233-166, Parking Prohibited Certain Days and Hours**EAST NORWICH**

Street	Side	Location
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Martling Street	East	Starting at the south curbline of Hawthorne Road, south to its termination

Section 233-166, Parking Prohibited Certain Days and Hours**FARMINGDALE**

Street	Side	Location
ON ANY DAY		
8:00 P.M. TO 8:00 A.M.		
Pinetree Drive	South	Starting at the west curbline of Regina Drive, west for a distance of +/- 170 feet
Regina Road	West	Starting at the south curbline of Pinetree Drive, south for a distance of +/- 275 feet
11:00 P.M. TO 5:00 A.M.		
Parkdale Drive	South	Starting at a point +/- 330 feet south of the southwest curbline of Grant Street (westerly portion), east to a point +/- 350 feet south of the southeast curbline (easterly portion) of Grant Street, a distance of +/- 1,600 feet between House Nos. 12 and 8
11:00 P.M. TO 7:00 A.M.		
McKinley Avenue		Starting at the west curbline of Heisser Lane, west for a distance of +/- 165 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
AT ANY TIME		
Sunset Avenue	East	Starting at the north curbline of Lincoln Street, north for a distance of +/- 40 feet
Sunset Avenue	West	Starting at the north curbline of Lincoln Street, north for a distance of +/- 40 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
Woodward Parkway	East	Starting at the north curbline of Lyons Avenue, north to the south curbline of Evans Avenue
10:00 A.M. TO 12:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours		
FARMINGDALE		
Street	Side	Location
Dean Street	North	Starting at a point +/- 25 feet east of the east curbline of Prospect Place, east for a distance of +/- 160 feet
Dean Street	South	Starting at a point +/- 25 feet east of the east curbline of Prospect Place, east for a distance of +/- 230 feet
ON SCHOOL DAYS ONLY		
7:00 A.M. TO 3:00 P.M.		
Intervale Avenue	East	Starting at the north curbline of Lincoln Street, north for a distance of +/- 40 feet
Intervale Avenue	West	Starting at the south curbline of Grant Street, south to its termination
Intervale Avenue	West	Starting at the north curbline of Lincoln Street, north for a distance of +/- 40 feet
Lincoln Street	North	Starting at the east curbline of Intervale Avenue, east for a distance of +/- 40 feet
Lincoln Street	North	Starting at the west curbline of Sunset Drive, west for a distance of +/- 148 feet
Lincoln Street	South	Starting at the east curbline of Intervale Avenue, east for a distance of +/- 40 feet
Woodward Parkway	West	Starting at the south curbline of 11th Avenue, south to its termination
9:00 A.M. TO 3:00 P.M.		
Grant Street	North	Starting at the east curbline of Intervale Avenue, east to the west curbline of Crestwood Boulevard
Grant Street	South	Starting at the east curbline of Intervale Avenue, east to the west curbline of Crestwood Boulevard
Intervale Avenue	East	Starting at the south curbline of Grant Street, south for a distance of +/- 178 feet
Intervale Avenue	East	Starting at a point +/- 248 feet south of the south curbline of Grant Street, south to the termination of Intervale Avenue
Intervale Avenue	East	Starting at the south curbline of Lincoln Street, south to the north curbline of Grant Street

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
ON ANY DAY		
8:00 A.M. TO 10:00 A.M.		
Dumond Place	East	Starting at a point +/- 120 feet north of the north curbline of Glen Head Road, north for a distance of +/- 73 feet
8:00 P.M. TO 4:00 P.M.		
School Street	North	Starting at the east curbline of Railroad Avenue, east to the west curbline of Benjamin Street
School Street	South	Starting at a point opposite the east curbline of Benjamin Street, east to a point opposite the west curbline of Wall Street
School Street	South	Starting at the east curbline of Railroad Avenue, east to the western most entrance to the elementary school
11:00 P.M. TO 7:00 A.M.		
Willard Place	West	Starting at the south curbline of Glenwood Road, south for a distance of +/- 122 feet
11:30 P.M. TO 4:00 A.M.		
Glen Cove Avenue	West	Starting at a point +/- 132 feet south of the south curbline of Glen Head Road (Glenwood Road), south for a distance of +/- 84 feet
Glen Cove Avenue	West	Starting at a point +/- 266 feet south of the south curbline of Glen Head Road (Glenwood Road), south to a point +/- 45 feet north of the north curbline of Smith Street
EXCEPT SUNDAYS		
9:00 A.M. TO 11:00 A.M.		
Elm Place	North	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 170 feet
Elm Place	South	Starting at the west curbline of Glen Cove Avenue, west for a distance of +/- 180 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
10:00 A.M. TO 4:00 P.M.		
Smith Street	North	Starting at the east curbline of Brookwood Street, east for a distance of +/- 132 feet
Smith Street	North	Starting at the west curbline of Brookwood Street, west for a distance of +/- 65 feet

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
Smith Street	South	Starting at a point located +/- 116 feet west of the west curbline of Glen Cove Avenue, west for a distance of +/- 290 feet
ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
7:00 A.M. TO 7:00 P.M.		
Roosevelt Street	West	Starting at a point +/- 104 feet north of the north curbline of Glen Head Road, north to the south curbline of Harding Place
8:00 A.M. TO 7:00 P.M.		
Roslyn Drive	East	Starting at a point +/- 150 feet north of the north curbline of Glen Head Road, north for a distance of +/- 110 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 10:00 A.M.		
Oaklawn Avenue	East	Starting at a point +/- 200 feet south of the south curbline of Glen Head Road, south to a point +/- 30 feet north of the north curbline of Walnut Street
Oaklawn Avenue	East	Starting at a point +/- 60 feet south of the south curbline of Walnut Street, south to a point +/- 25 feet north of the north curbline of Chestnut Street
Oaklawn Avenue	West	Starting at the north curbline of Hewlett Place, north for a distance of +/- 75 feet
Oaklawn Avenue	West	Starting at the north curbline of Locust Avenue, north for a distance of +/- 110 feet
Oaklawn Avenue	West	Starting at a point +/- 36 feet north of the north curbline of Walnut Street, north for a distance of +/- 90 feet
Oaklawn Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Walnut Street, south to a point +/- 25 feet north of the north curbline of Chestnut Street
Walnut Street	North	Starting at a point +/- 48 feet east of the east curbline of Oaklawn Avenue, east to a point +/- 30 feet west of the west curbline of Maple Place
Walnut Street	South	Starting +/- 18 feet east of a point opposite the west curbline of Maple Place, west to a point +/- 30 feet east of the east curbline of Oaklawn Avenue
8:00 A.M. TO 10:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
Oaklawn Avenue	West	Starting at the south curbline of Hewlett Place, south for a distance of +/- 100 feet
8:00 A.M. TO 12:00 P.M.		
Prospect Avenue	South	Starting at a point +/- 35 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 100 feet
9:00 A.M. TO 11:00 A.M.		
Prospect Street	North	Starting at a point +/- 50 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 175 feet
9:00 A.M. TO 12:00 P.M.		
Locust Avenue	North	Starting at a point +/- 40 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 950 feet
Locust Avenue	South	Starting at a point +/- 335 feet opposite the west curbline of Railroad Avenue, east for a distance of +/- 374 feet
9:00 A.M. TO 3:00 P.M.		
Linden Place	North	Starting at a point +/- 30 feet west of the west curbline of Glen Cove Avenue, west to the western termination of Linden Place
Linden Place	South	Starting at a point +/- 25 feet west of the west curbline of Glen Cove Avenue, west to the western termination of Linden Place
9:00 A.M. TO 4:00 P.M.		
Helen Street	North	Starting at a point +/- 50 feet east of the east curbline of Glen Cove Road, east to the west curbline of Marion Street
Helen Street [Repealed 7-12-2022 by L.L. No. 7-2022]		
Helen Street [Repealed 7-12-2022 by L.L. No. 7-2022]		
Helen Street [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at a point +/- 80 feet east of the east curbline of Glen Cove Road, east to a point +/- 44 feet west of the west curbline of Marion Street
9:00 A.M. TO 6:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
Roosevelt Street	East	Starting at a point +/- 104 feet north of the north curbline of Glen Head Road, north to a point opposite the north curbline of Harding Place
ON FRIDAYS AND SATURDAYS ONLY		
8:00 P.M. TO 3:00 A.M.		
Benjamin Street	East	Starting at a point +/- 175 feet south of the south curbline of Glen Head Road, south for a distance of +/- 160 feet
Benjamin Street [Repealed 9-14-2021 by L.L. No. 13-2021]		
Benjamin Street [Added 9-14-2021 by L.L. No. 13-2021]	West	Starting at a point +/- 100 feet south of the south curbline of Glen Head Road, south for a distance of +/- 70 feet
Benjamin Street [Added 9-14-2021 by L.L. No. 13-2021]	West	Starting at a point +/- 245 feet south of the south curbline of Glen Head Road, south to a point +/- 30 feet north of School Street
Depot Place	North	Starting at the west curbline of Roslyn Drive, west for a distance of +/- 153 feet
Depot Place	South	Starting at the west curbline of Roslyn Drive, west for a distance of +/- 153 feet
Glen Cove Drive	East	Starting at a point +/- 228 feet north of the north curbline of Glen Head Road, north for a distance of +/- 272 feet
Glen Cove Drive	West	Starting at a point +/- 146 feet north of the north curbline of Glen Head Road, north for a distance of +/- 354 feet
Roslyn Drive	East	Starting at a point +/- 45 feet north of the north curbline of Glen Head Road, north for a distance of +/- 455 feet
Roslyn Drive	West	Starting at a point +/- 30 feet north of the north curbline of Glen Head Road, north for a distance of +/- 470 feet
Wall Street	East	Starting at a point +/- 100 feet south of the south curbline of Glen Head Road, south to Orchard Street
Wall Street	West	Starting at a point +/- 100 feet south of the south curbline of Glen Head Road, south to Orchard Street

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
ON SATURDAYS AND SUNDAYS		
10:00 A.M. TO 5:00 P.M.		
The Promenade	North	Starting at the westernmost property line of House No. 46, east to the west curbline of Edgewood Drive
ON SCHOOL DAYS		
6:00 A.M. TO 6:00 P.M.		
Prospect Street	North	Starting at a point +/- 117 feet west of the west curbline of Cherry Street, west to the western most property line of school property
7:00 A.M. TO 4:00 P.M.		
Glen Cove Avenue	East	Starting at a point +/- 120 feet south of the south curbline of the north driveway of the North Shore High School, south for a distance of +/- 200 feet
7:00 A.M. TO 7:00 P.M.		
Viola Street	West	Starting at the south curbline of Smith Street, south for a distance of +/- 137 feet to the property line of the school
9:00 A.M. TO 3:00 P.M.		
Ellen Court [Repealed 7-12-2022 by L.L. No. 7-2022]		
Ellen Court [Repealed 7-12-2022 by L.L. No. 7-2022]		
Ellen Court [Added 7-12-2022 by L.L. No. 7-2022]	East	Starting at the south curbline of Todd Drive, south for a distance of +/- 115 feet
Ellen Court [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 112 feet south of the south curbline of Todd Drive, north, south then west for a distance of +/- 375 feet
Newmark Place	East	Starting at the north curbline of Todd Drive North, north for a distance of +/- 122 feet
Newmark Place	West	Starting at the north curbline of Todd Drive North, north for a distance of +/- 122 feet
Todd Court		Starting at the west curbline of Todd Drive North, south and then around the court ending at the east curbline of Todd Drive North

Section 233-166, Parking Prohibited Certain Days and Hours**GLEN HEAD**

Street	Side	Location
Todd Drive East	North	Starting at the east curbline of Todd Drive North, east following the curvature of the roadway onto Todd Drive East, for a distance of +/- 255 feet
Todd Drive East	South	Starting at the westernmost property line of House No. 50, east following the curvature of the roadway for a distance of +/- 298 feet
Todd Drive North	North	Starting at the west curbline of Kenmark Place, west for a distance of +/- 140 feet
Todd Drive North	North	Starting at a point +/- 298 feet west of the west curbline of Kenmark Place, west for a distance of +/- 650 feet
Todd Drive North	South	Starting from the east curbline of Ellen Court, east for a distance of +/- 239 feet
Todd Drive North	South	Starting at the south curbline of Glen Cove Avenue, east for a distance of +/- 253 feet

Section 233-166, Parking Prohibited Certain Days and Hours**GLENWOOD LANDING**

Street	Side	Location
ON ANY DAY		
11:00 P.M. TO 6:00 A.M.		
Kissam Lane	East	Starting at the projection of the north curbline of Glenwood Road, north for a distance of +/- 140 feet
Kissam Lane	West	Starting at the projection of the north curbline of Glenwood Road, north for a distance of +/- 230 feet
SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Cody Avenue	East	Starting at a point +/- 135 feet south of a point opposite the south curbline of Grove Street, north for a distance of +/- 300 feet

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
ON ANY DAY		
7:00 A.M. TO 5:00 P.M.		
Lombardy Avenue	East	Starting at the south curbline of West John Street, south for a distance of +/- 75 feet
Lombardy Avenue	West	Starting at the south curbline of West John Street, south for a distance of +/- 75 feet
8:00 A.M. TO 4:00 P.M.		
Ballpark Lane	South	Starting at the west curbline of Belfry Lane, west for a distance of +/- 211 feet
Beacon Lane	West	Starting at the north curbline of Ballpark Lane, north for a distance of +/- 100 feet
9:00 A.M. TO 6:00 P.M.		
Violet Avenue	North	Starting at the east curbline of Marion Street, east to the eastern termination
Violet Avenue	South	Starting at a point opposite the east curbline of Marion Street, east to the eastern termination
5:00 P.M. TO 5:00 A.M.		
Marvin Avenue	South	Starting at the property line to the left of the driveway of No. 17 Marvin Avenue, west for a distance of +/- 25 feet
7:00 P.M. TO 7:00 A.M.		
New South Road	South	Starting at a point +/- 90 feet north of the north curbline of Hazel Street, north for a distance of +/- 288 feet
9:00 P.M. TO 6:00 A.M.		
Woodbine Drive South	South	Starting at a point +/- 77 feet east of a point opposite the east curbline of Ferndale Drive, east for a distance of +/- 225 feet
ON ANY DAY EXCEPT SUNDAYS		
AT ANY TIME		
Jerusalem Avenue	East	Starting at the north curbline of West Cherry Street, north to a point +/- 60 feet south of the south curbline of West Marie Street
Jerusalem Avenue	East	Starting at the north curbline of West Marie Street, north to a point +/- 90 feet south of the south curbline of Herzog Place

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Jerusalem Avenue	West	Starting at a point +/- 90 feet south of the south curbline of Newbridge Road, south to the north curbline of West Cherry Street
Millwood Gate	North	Starting at the west curbline of Broadway, west to the east curbline of Woodbine Drive East
9:00 A.M. TO 4:00 P.M.		
Sterling Place	East	Starting at a point +/- 30 feet south of the south curbline of Old Country Road, south to a point +/- 30 feet north of the north curbline of Second Street
Sterling Place	West	Starting at a point +/- 87 feet south of the south curbline of Old Country Road, south to a point +/- 203 feet north of the north curbline of Second Street
Sterling Place	West	Starting at a point +/- 30 feet north of the north curbline of Second Street, north for a distance of +/- 106 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 5:00 P.M.		
East Carl Street	North	Starting at the east curbline of Richard Street, east to its termination; a loading zone
7:00 A.M. TO 7:00 P.M.		
Lenox Avenue	North	Starting at a point +/- 84 feet east to the east curbline of North Broadway, east to a point opposite the east curbline of Foran Place
Lenox Avenue	South	Starting at a point +/- 100 feet east of the east curbline of North Broadway, east to the west curbline of Foran Place
Levittown Parkway	East	Starting at the north curbline of Stewart Avenue, north to a point opposite the south curbline of Acre Lane
8:00 A.M. TO 4:00 P.M.		
East Barclay Street	South	Starting at a point +/- 365 feet east of the east curbline of Broadway, east for a distance of +/- 60 feet
8:00 A.M. TO 5:00 P.M.		
East Carl Street	South	Starting at the east curbline of Richard Street, east for a distance of +/- 114 feet
8:00 A.M. TO 6:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Carlton Place	East	Starting at the south curbline of Princess Street, south to the north curbline of Nevada Street
Carlton Place	West	Starting at the south curbline of Princess Street, south to the north curbline of Nevada Street
Thorman Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Foran Place, west to a point +/- 30 feet east of the east curbline of Desmond Place
9:00 A.M. TO 9:00 P.M.		
Nevada Street	South	Starting at a point +/- 25 feet east of the east curbline of Jeanson Place, east for a distance of +/- 165 feet
10:00 A.M. TO 1:00 P.M.		
Notre Dame Avenue	North	Starting at a point +/- 20 feet east of the east curbline of Desmond Place, east for a distance of +/- 180 feet
ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
7:00 A.M. TO 6:00 P.M.		
Heitz Place		Starting at a point opposite the southeast curbline of Bay Avenue, easterly following the contour of the traffic circle, then westerly following the contour of the traffic circle, then easterly, to the point of origin
8:00 A.M. TO 4:00 P.M.		
Farm Lane	North	Starting at a point +/- 30 feet east of the east curbline of Linden Boulevard, east to a point +/- 165 feet west of the west curbline of Broadway
Farm Lane	South	Starting at a point +/- 30 feet east of the east curbline of Linden Boulevard, east to a point +/- 185 feet west of the west curbline of Broadway
9:00 A.M. TO 3:00 P.M.		
Evers Street	North	Starting at a point +/- 79 feet west of the west curbline of Chance Street, west for a distance of +/- 55 feet
Evers Street	South	Starting at a point +/- 78 feet west of the west curbline of Chance Street, west for a distance of +/- 57 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
3:00 A.M. TO 8:00 A.M.		
West John Street	North	Starting at a point +/- 60 feet east of the east curbline of Newbridge Road, east for a distance of +/- 55 feet

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
West John Street	North	Starting at a point +/- 55 feet east of the east curbline of William Street, east for a distance of +/- 85 feet
7:00 A.M. TO 10:00 A.M.		
Division Avenue	East	Starting at a point +/- 30 feet north of the north curbline of West Nicholai Street, north to a point +/- 30 feet south of the south curbline of West Marie Street
Division Avenue	West	Starting at a point +/- 30 feet north of the north curbline of West Nicholai Street, north to a point +/- 30 feet south of the south curbline of West Marie Street
Nelson Avenue	East	Starting at a point +/- 75 feet north of the north curbline of West Nicholai Street, north to a point +/- 75 feet south of the south curbline of West Marie Street
Nicholai Street	North	Starting at a point +/- 30 feet west of the west curbline of Division Avenue, west to a point +/- 30 feet east of the east curbline of Nelson Avenue
Nicholai Street	South	Starting at a point +/- 30 feet west of the west curbline of Division Avenue, west to a point +/- 30 feet east of the east curbline of Nelson Avenue
7:00 A.M. TO 7:00 P.M.		
Hewitt Street	North	Starting at a point +/- 30 feet east of the east curbline of Lee Place, easterly and then following the full curvature of the cul-de-sac for a distance of +/- 600 feet
Hewitt Street	North	Starting at a point +/- 50 feet west of the west curbline of Lee Place, west to a point +/- 30 feet east of the east curbline of Meade Avenue
Lee Place	East	Starting at a point +/- 30 feet north of the north curbline of Hewitt Street, north to a point +/- 30 feet south of the south curbline of Washington Street
Lee Place	West	Starting at a point +/- 30 feet north of the north curbline of Hewitt Street, north for a distance of +/- 80 feet
Meade Avenue	West	Starting at a point +/- 265 feet north of the north curbline of Old Country Road, north for a distance of +/- 65 feet

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Washington Street	North	Starting at a point +/- 30 feet west of the west curbline of Dikeman Court, west to a point +/- 30 feet east of Bonnie Court
Washington Street	South	Starting at a point +/- 30 feet east of the east curbline of Lee Place, east for a distance of +/- 60 feet
Washington Street	South	Starting at a point +/- 30 feet west of the west curbline of Lee Place, west for a distance of +/- 45 feet
8:00 A.M. TO 4:00 P.M.		
First Street	North	Starting at the east curbline of Halsey Avenue, east for a distance of +/- 100 feet
First Street	North	Starting at a point +/- 50 feet east of the east curbline of Newbridge Road, east to a point +/- 98 feet west of the west curbline of Halsey Avenue
First Street	South	Starting at the east curbline of Halsey Avenue, east for a distance of +/- 90 feet
First Street	South	Starting at a point located +/- 50 feet east of the east curbline of Newbridge Road, east to the west curbline of Halsey Avenue
Cherry Lane	East	Starting at the north curbline of Lantern Lane, north for a distance of +/- 570 feet
Clarissa Drive	East	Starting at a point +/- 114 feet south of the south curbline of Old Country Road, south to the north curbline of Genesee Street
Clarissa Drive	West	Starting at the south curbline of Rhodes Lane, south to the north curbline of Turnbull Lane
Clarissa Drive	West	Starting at the south curbline of Turnbull Lane, south to the north curbline of Bernard Lane
East Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Old Country Road, south to the north curbline of Kingston Avenue
Foran Place	West	Starting at the north curbline of Thorman Avenue, north to Lenox Avenue
Foran Place	West	Starting at a point +/- 30 feet south of the south curbline of Thorman Avenue, south to a point +/- 150 feet north of the north curbline of Notre Dame Avenue
Halsey Avenue	East	Starting at the south curbline of First Street, south to the north curbline of Second Street

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Halsey Avenue	East	Starting at the south curbline of Old Country Road, south to the north curbline of First Street
Halsey Avenue	West	Starting at the north curbline of First Street, north for a distance of +/- 85 feet
Hewitt Street	North	Starting at a point +/- 30 feet east of the east curbline of Mead Avenue, east to a point +/- 50 feet west of the west curbline of Lee Place
Kuhl Avenue	East	Starting at a point located +/- 58 feet north of the north curbline of Texas Street, north to the south curbline of Hawthorne Street
Kuhl Avenue	East	Starting at the south curbline of Texas Street, south for a distance of +/- 73 feet
Texas Street	South	Starting at the east curbline of Kuhl Avenue, east to a point located +/- 110 feet west of the west curbline of Gardner Avenue

8:00 A.M. TO 5:00 P.M.

LOADING ZONE

Meade Avenue	West	Starting at the north curbline of Old Country Road, north for a distance of +/- 150 feet
Richard Street	East	Starting at a point +/- 15 feet north of the north curbline of East Carl Street, north for a distance of +/- 85 feet
8:00 A.M. TO 6:00 P.M.		
Bloomingdale Road	West	Starting at a point +/- 30 feet north of the north curbline of Alan Crest Drive, north for a distance of +/- 185 feet
Charles Street	West	Starting at the north curbline of Old Country Road, north to the south curbline of Clinton Street
Desmond Place	East	Starting at a point +/- 30 feet north of the north curbline of Notre Dame Avenue, north to a point +/- 92 feet south of the south curbline of Thorman Avenue
Moore Place	South	Starting at a point +/- 30 feet west of the west curbline of Holman Boulevard, west for a distance of +/- 80 feet
New South Road	West	Starting at the south curbline of Gerald Avenue, south for a distance of +/- 100 feet

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
New South Road	West	Starting at the south curbline of Marvin Avenue, south to the north curbline of Gerald Avenue
Thorman Avenue	North	Starting at a point +/- 256 feet west of the west curbline of Bay Avenue, west to a point +/- 30 feet east of the east curbline of Foran Place
Thorman Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Foran Place, west to a point +/- 50 feet east of the east curbline of North Broadway
9:00 A.M. TO 3:00 P.M.		
Cornwall Lane	East	Starting at a point +/- 55 feet north of the north curbline of Old Country Road, north for a distance of +/- 330 feet
Cornwall Lane	West	Starting at a point +/- 55 feet north of the north curbline of Old Country Road, north for a distance of +/- 250 feet
9:00 A.M. TO 4:00 P.M.		
Burkland Lane	East	Starting +/- 15 feet south of a point opposite the south curbline of King Court, south to a point +/- 145 feet north of the north curbline of Old Country Road
Burkland Lane	West	Starting at a point +/- 70 feet south of the south curbline of King Court, south for a distance of +/- 180 feet
King Court	North	Starting at the west curbline of Burkland Lane, west to the property line between 1 King Court and 5 Washington Street
King Court	South	Starting at the west curbline of Burkland Lane, west to the property line between 2 King Court and 6 Washington Street
9:00 A.M. TO 5:00 P.M.		
Ernst Avenue	East	Starting at the north curbline of Lawnview Avenue, north for a distance of +/- 100 feet
Ernst Avenue	West	Starting at the north curbline of Lawnview Avenue, north for a distance of +/- 75 feet
Lawnview Avenue	South	Starting at a point +/- 118 feet east of the east curbline of Broadway, east for a distance of +/- 156 feet
9:30 A.M. TO 3:30 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Bloomingdale Road	West	Starting at a point +/- 207 feet south of the south curbline of Michigan Avenue, south to a point +/- 60 feet north of the north curbline of Anne Drive
9:30 A.M. TO 12:30 P.M. AND 4:00 P.M. TO 7:00 P.M.		
Anne Drive	North	Starting at the east curbline of Albert Road, east for a distance of +/- 320 feet
Anne Drive	North	Starting at a point +/- 30 feet west of the west curbline of Bloomingdale Road, west for a distance of +/- 220 feet
Anne Drive	South	Starting at a point +/- 30 feet west of the west curbline of Bloomingdale Road, west to the east curbline of Albert Road
10:00 A.M. TO 12:00 NOON		
Burns Avenue	West	Starting at a point +/- 50 feet north of the north curbline of West John Street, north for a distance of +/- 40 feet
ON MONDAYS AND THURSDAYS		
6:00 A.M. TO 2:00 P.M.		
Hewitt Street	South	Starting at a point located +/- 25 feet east of the east curbline of Lee Place, east for a distance of +/- 460 feet
ON TUESDAYS THROUGH THURSDAYS AND SATURDAYS		
8:00 A.M. TO 4:00 P.M.		
Byron Place	North	Starting at a point +/- 30 feet east of the east curbline of Burns Avenue, east to a point +/- 30 feet west of the west curbline of Milton Street
ON MONDAYS THROUGH WEDNESDAYS AND FRIDAYS		
8:00 A.M. TO 4:00 P.M.		
Byron Place	South	Starting at a point +/- 30 feet east of the east curbline of Burns Avenue, east to a point +/- 30 feet west of the west curbline of Milton Street
ON FRIDAYS		
8:00 A.M. TO 12:00 P.M.		
Hewitt Street	South	Starting at a point +/- 30 feet east of the east curbline of Mead Avenue, east to a point +/- 30 feet west of the west curbline of Lee Place

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
ON SCHOOL DAYS		
7:00 A.M. TO 8:30 A.M.		
Second Street	North	Starting at the east curbline of Jerusalem Avenue, east to the west curbline of Sterling Place
7:00 A.M. TO 9:00 A.M. AND 2:00 P.M. TO 3:00 P.M.		
Second Street	South	Starting at a point +/- 200 feet east of the east curbline of Jerusalem Avenue, east to its easterly termination
7:00 A.M. TO 4:00 P.M.		
Division Avenue	West	Starting at a point +/- 372 feet south of the south curbline of Third Street, south for a distance of +/- 320 feet
Division Avenue	West	Starting at the south curbline of Third Street, south for a distance of +/- 276 feet
Division Avenue	West	Starting at a point +/- 692 feet south of the south curbline of Third Street, south for a distance of +/- 346 feet, except for school buses
7:00 A.M. TO 5:00 P.M.		
Fourth Street	Either	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Fork Lane	Either	Starting at the south curbline of Winter Lane, south for a distance of +/- 50 feet
Winter Lane	North	Starting at a point opposite the east curbline of Fork Lane, east for a distance of +/- 50 feet
Winter Lane	North	Starting at a point opposite the east curbline of Fork Lane, west for a distance of +/- 80 feet
Winter Lane	South	Starting at the east curbline of Fork Lane, east for a distance of +/- 50 feet
Winter Lane	South	Starting at the west curbline of Fork Lane, west for a distance of +/- 50 feet
8:00 A.M. TO 2:00 P.M.		
Fourth Street	North	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
Fourth Street	South	Starting at a point +/- 50 feet west of the extended west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
8:00 A.M. TO 4:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Second Street	North	Starting at the west curbline of Division Avenue, west to the east curbline of Halsey Avenue
Second Street	North	Starting at a point +/- 180 feet east of the east curbline of Newbridge Road, east for a distance of +/- 70 feet
Third Street	North	Starting at the east curbline of Halsey Avenue, east to the west curbline of Division Avenue
Third Street	South	Starting at a point +/- 60 feet west of the west curbline of Division Avenue, west to Halsey Avenue
Fifth Street	North	Starting at a point +/- 151 feet east of the extended east curbline of Division Avenue, east for a distance of +/- 59 feet
Fifth Street	North	Starting at a point +/- 330 feet east of the east curbline of Division Avenue, on the easternmost property line of House No. 178, east to a point +/- 105 feet west of the west curbline of Jerusalem Avenue
Fifth Street	South	Starting at the east curbline of Division Avenue, east to the west curbline of Jerusalem Avenue
Fifth Street	South	Starting at a point +/- 165 feet west of the west curbline of Jerusalem Avenue, west for a distance of +/- 60 feet
Eighth Street [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 70 feet east of the east curbline of School House Court, east for a distance of +/- 60 feet
Burns Avenue	East	Starting at the north curbline of Byron Place, north to a point opposite the south curbline of Georgia Street
Burns Avenue	West	Starting at the north curbline of Byron Place, north to the south curbline of Hawthorne Street
Burns Avenue	West	Starting at the north curbline of California Street, north to the south curbline of Dakota Street
Burns Avenue	West	Starting at the north curbline of Hawthorne Street, north to the south curbline of Lowell Street
Burns Avenue	West	Starting at the north curbline of Lowell Street, north to the south curbline of California Street
Halsey Avenue	East	Starting at the south curbline of Second Street, south for a distance of +/- 135 feet
Halsey Avenue	East	Starting at the south curbline of Third Street, south to its southern termination

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Halsey Avenue	West	Starting at the south curbline of Second Street, south for a distance of +/- 87 feet
Halsey Avenue	West	Starting at a point +/- 137 feet south of the south curbline of Second Street, south to its southern termination
West Nicholai Street	North	Starting at a point +/- 73 feet west of the west curbline of Broadway, west to a point +/- 30 feet east of the east curbline of Jerusalem Avenue
8:00 A.M. TO 5:00 P.M.		
Division Avenue	East	Starting at a point +/- 100 feet south of the south curbline of Second Street, south to the north curbline of Third Street
8:30 A.M. TO 9:30 A.M. AND 3:00 P.M. TO 4:00 P.M.		
Heitz Place	South	Starting at a point +/- 50 feet west of the west curbline of East Street, west for a distance of +/- 200 feet
9:00 A.M. TO 1:00 P.M.		
Cantiague Lane	East	Starting at the west curbline of Cantiague Road, northwest for a distance of +/- 740 feet
Cantiague Lane	East	Starting at the north curbline of Sunnyside Lane, north for a distance of +/- 277 feet
Cantiague Lane	West	Starting at a point +/- 80 feet north of the north curbline of West John Street, north for a distance of +/- 674 feet
Sunnyside Lane	East	Starting at a point +/- 30 feet north of the north curbline of Cantiague Lane, north for a distance of +/- 379 feet
Sunnyside Lane	East	Starting at a point +/- 444 feet north of the north curbline of Cantiague Lane, north for a distance of +/- 55 feet
Sunnyside Lane	West	Starting at a point +/- 30 feet north of the north curbline of Cantiague Lane, north following the curvature of the roadway for a distance of +/- 260 feet
Sunnyside Lane	West	Starting at a point +/- 360 feet north of the north curbline of Cantiague Lane, north for a distance of +/- 50 feet
10:00 A.M. TO 2:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Halsey Avenue	East	Starting at a point +/- 146 feet south of the south curbline of Second Street, south to the north curbline of Third Street
ON SUNDAYS ONLY		
7:00 A.M. TO 2:00 P.M.		
East Cherry Street	South	Starting at a point +/- 50 feet east of the east curbline of Broadway, east for a distance of +/- 85 feet
8:00 A.M. TO 1:00 P.M.		
Frederick Place	East	Starting at the north curbline of West Carl Street, north for a distance of +/- 100 feet
Froehlich Farm Road	North	Starting at the west curbline of Vasser Lane, west and south for a distance of +/- 250 feet
Froehlich Farm Road	South	Starting at a point +/- 436 feet west of the west curbline of South Oyster Bay Road, west and south for a distance of +/- 344 feet
West Carl Street	North	Starting at the east curbline of Frederick Place, east for a distance of +/- 100 feet
9:00 A.M. TO 5:00 P.M.		
Herzog Place	South	Starting at a point +/- 120 feet west of the west curbline of South Broadway, west for a distance of +/- 50 feet
ON ODD-NUMBERED DAYS		
9:00 A.M. TO 8:00 A.M. THE FOLLOWING DAY		
West Avenue	West	Starting at a point opposite the north curbline of Kingston Avenue, south to the north curbline of Elmira Street

Section 233-166, Parking Prohibited Certain Days and Hours**JERICHO**

Street	Side	Location
ON ANY DAY		
12:00 MIDNIGHT TO 8:00 A.M.		
Rockland Drive	West	Starting at a point +/- 54 feet south of the south curbline of South Marginal Road to the north curbline of Sullivan Drive

Section 233-166, Parking Prohibited Certain Days and Hours**JERICHO**

Street	Side	Location
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS OR HOLIDAYS		
6:00 A.M. TO 6:00 P.M.		
Montrose Road	South	Starting at the east curbline of Brush Hollow Road, east to its termination
8:00 A.M. TO 5:00 P.M.		
Aberdeen Road	North	Starting at a point +/- 50 feet north of the west curbline of Harwick Road, north for a distance of +/- 38 feet
Aberdeen Road	South	Starting at a point +/- 50 feet north of the west curbline of Harwick Road, north for a distance of +/- 92 feet
Roxbury Road	East	Starting at a point +/- 116 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 320 feet
Roxbury Road	West	Starting at a point +/- 112 feet south of the south curbline of Jericho Turnpike, south to the north curbline of Briarcliff Road (Aintree Road)
8:00 A.M. TO 6:00 P.M.		
Eighteenth Street	East	Starting at the south curbline of Burke Avenue, south to the southerly termination of Eighteenth Street
Nineteenth Street	East	Starting at the south curbline of Burke Avenue, south to the southerly termination of Nineteenth Street
SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Barbara Lane	West	Starting at the north curbline of North Umberland Road, north for a distance of +/- 214 feet
9:00 A.M. TO 1:00 P.M.		
Sunnyside Lane	East	Starting at a point +/- 30 feet north of the north curbline of Cantiague Lane, north following the curvature of the roadway for a distance of +/- 485 feet
Sunnyside Lane	East	Starting at a point +/- 608 feet north of the north curbline of Cantiague Lane, north for a distance of +/- 63 feet

Section 233-166, Parking Prohibited Certain Days and Hours**JERICHO**

Street	Side	Location
Sunnyside Lane	West	Starting at a point +/- 30 feet north of the north curbline of Cantiague Lane, north following the curvature of the roadway for a distance of +/- 425 feet

Section 233-166, Parking Prohibited Certain Days and Hours**LOCUST VALLEY**

Street	Side	Location
ON ANY DAY		
4:00 A.M. TO 9:00 A.M.		
8:00 P.M. TO 8:00 A.M.		
Dogwood Lane	East	Starting at the north curbline of Oyster Bay Road, north for a distance of +/- 500 feet
Oyster Bay Road	South	Starting at a point +/- 152 feet west of the Village of Matinecock boundary line, west for a distance of +/- 555 feet
11:00 P.M. TO 8:00 A.M.		
Cocks Lane	North	Starting at a point +/- 30 feet east of the east curbline of Oyster Bay Road, east for a distance of +/- 110 feet
12:00 MIDNIGHT TO 8:00 A.M.		
Forest Avenue	South	Starting at a point +/- 121 feet west of the west curbline of South Sixth Street, west to a point opposite the east curbline of 12th Street
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
Cherry Street	South	Starting at the west curbline of Birch Hill Road, west for a distance of +/- 185 feet

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
ON ANY DAY		
4:00 A.M. TO 8:30 A.M.		
Broadway	West	Starting at the south curbline of Grand Avenue, south to the north curbline of Veterans Boulevard
6:00 A.M. TO 4:00 P.M.		
Broadway	East	Starting at a point +/- 90 feet north of the north curbline of North Cedar Street, north for a distance of +/- 42 feet, a loading zone
7:00 A.M. TO 7:00 P.M.		
East Shore Drive		Starting at the south property line of House No. 328, north for a distance of +/- 80 feet
Roy Avenue	East	Starting at the north curbline of Nassau Road, north for a distance of +/- 154 feet
Roy Avenue	West	Starting at the north curbline of Nassau Road, north for a distance of +/- 154 feet
7:00 A.M. to 9:00 P.M.		
Nassau Road	North	Starting at the west curbline of Hollywood Avenue, west to the east curbline of Sunset Road
Nassau Road	North	Starting at the east curbline of Roy Avenue, east to the west curbline of Cedar Drive
Nassau Road	North	Starting at the east curbline of Unqua Circle East, to the west curbline of Roy Avenue
Nassau Road	North	Starting at the west curbline of Unqua Circle West, to the east curbline of Hollywood Avenue
8:00 A.M. TO 6:00 P.M.		
Baltimore Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Franklin Avenue, east for a distance of +/- 558 feet
Baltimore Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Franklin Avenue, east for a distance of +/- 496 feet
Linden Street	North	Starting at a point +/- 100 feet west of the west curbline of Carmans Road, west to Celina Drive
8:00 A.M. TO 9:00 P.M.		
Alhambra Road	West	Starting at a point +/- 50 feet south of the south curbline of Merrick Road, south for a distance of +/- 130 feet

Section 233-166, Parking Prohibited Certain Days and Hours		
MASSAPEQUA		
Street	Side	Location
8:30 A.M. TO 3:30 P.M.		
Central Avenue	West	Starting at a point +/- 40 feet south of the south curbline of Jerusalem Avenue, south for a distance of +/- 106 feet
9:00 A.M. TO 1:00 P.M.		
Pittsburgh Avenue	South	Starting at a point +/- 236 feet east of the east curbline of Broadway, east for a distance of +/- 100 feet
10:00 A.M. TO 5:00 P.M.		
Rhode Island Avenue	North	Starting at a point +/- 100 feet west of the west curbline of Broadway west for a distance of +/- 44 feet
Rhode Island Avenue [Added 9-14-2021 by L.L. No. 13-2021]	North	Starting at a point +/- 144 feet west of the west curbline of Broadway west for a distance of +/- 104 feet
6:00 P.M. TO 6:00 A.M.		
Eden Avenue	East	Starting at the north/east curbline of Glen Road, east and then north following the curvature of the roadway, to the south curbline of Short Lane
Eden Avenue	West	Starting at the north/east curbline of Glen Road, east and then north following the curvature of the roadway, for a distance of +/- 145 feet
Glen Road	East/North	Starting at a point located +/- 126 feet northwest of the north curbline of Merrick Road, north and then west following the curvature of the roadway, to the east curbline of Eden Avenue
Glen Road	North	Starting at the west curbline of Eden Avenue, north and then west following the curvature of the roadway, to the east curbline of Grover Avenue West
Glen Road	West/South	Starting at a point located +/- 125 feet northwest of the north curbline of Merrick Road, north and then west following the curvature of the roadway, for a distance of +/- 282 feet
Short Lane	South	Starting at the east curbline of Eden Avenue, east for a distance of +/- 100 feet
7:00 P.M. TO 7:00 A.M.		
Neptune Place	North	Starting at the east curb termination, west for a distance of +/- 60 feet

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Neptune Place	South	Starting at the east termination, west for a distance of +/- 60 feet
North Summit Drive	East	Starting at a point +/- 30 feet north of the north curbline of North Linden Street, north to the south curbline of South Park Drive
North Summit Drive	West	Starting at a point +/- 30 feet north of the north curbline of North Linden Street, north to the north curbline of South Park Drive
South Park Drive	North	Starting at the west curbline of North Summit Drive, east to its termination
South Park Drive	South	Starting at the east curbline of North Summit Drive, east for a distance of +/- 310 feet
Woodward Drive	West	Starting at the south curbline of North Virginia Avenue, south to its termination

9:00 P.M. TO 2:00 A.M.

Alhambra Beach Parking Lot		Located off Alhambra Road at Seacrest Place
Alhambra Road	East	Starting at a point opposite the south curbline of Seacrest Place, north for a distance of +/- 121 feet
Alhambra Road	West	Starting at the south curbline of Seacrest Place, north for a distance of +/- 135 feet

9:00 P.M. TO 6:00 A.M.

Locust Street	South	Starting at the west curbline of Seaford Avenue, west to the west curbline of Riverside Drive
Richard Place		Starting at a point +/- 350 feet east of the east curbline of Jackson Avenue, southeast for a distance of +/- 385 feet
Seaford Avenue	East	Starting at the north curbline of Elm Street, north to the south curbline of Locust Street
Seaford Avenue	East	Starting at the north curbline of Merrick Road, north to the south curbline of Orchard Street
Seaford Avenue	East	Starting at the north curbline of Orchard Street, north to the south curbline of Elm Street
Seaford Avenue	West	Starting at a point +/- 75 feet north of the north curbline of Merrick Road, north to the south curbline of Locust Avenue

10:00 P.M. TO 6:00 A.M.

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Redwood Lane	East	Starting at a point +/- 30 feet north of the north curbline of Merrick Road, north for a distance of +/- 571 feet
Redwood Lane	West	Starting at a point +/- 50 feet north of the north curbline of Merrick Road, north for a distance of +/- 500 feet
12:00 A.M. TO 6:00 A.M.		
Seacrest Place	North	Starting at the west curbline of Alhambra Road, west for a distance of +/- 180 feet
Seacrest Place	South	Starting at the west curbline of Alhambra Road, west for a distance of +/- 200 feet
ON ANY DAY EXCEPT SUNDAYS		
8:00 A.M. TO 5:00 P.M.		
Riverside Avenue	East	Starting at a point +/- 140 feet north of the north curbline of Brooklyn Avenue, north for a distance of +/- 140 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Ocean Avenue	West	Starting at a point +/- 270 feet north of the north curbline of Merrick Road, north to the south curbline of Prospect Place
Park Lane	West	Starting at a point +/- 205 feet north of the north curbline of Front Street, north for a distance of +/- 135 feet
8:00 A.M. TO 6:00 P.M.		
North Central Avenue	East	Starting at a point +/- 50 feet north of the north curbline of Jerusalem Avenue, north to a point +/- 30 feet south of the south curbline of North Manhattan Avenue
North Central Avenue	East	Starting at a point +/- 30 feet north of the north curbline of North Manhattan Avenue, north to a point +/- 30 feet south of the south curbline of North Richmond Avenue
North Kings Avenue	North	Starting at a point slightly west of the driveway apron of House No. 201, west for a distance of +/- 80 feet
9:00 A.M. TO 5:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Grove Street	South	Starting at a point +/- 170 feet west of the west curbline of Forest Avenue, west for a distance of +/- 80 feet
North Cedar Street	North	Starting at a point +/- 277 feet east of the east curbline of North Broadway, east for a distance of +/- 50 feet
North Manhattan Avenue	North	Starting at a point +/- 213 feet from the west curbline of Broadway, west for a distance of +/- 63 feet

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS**7:00 A.M. TO 7:00 P.M.**

Park Lane	East	Starting at a point +/- 25 feet south of a point opposite the south curbline of Pennsylvania Avenue, south for a distance of +/- 185 feet
Park Lane	West	Starting at a point +/- 68 feet north of the north curbline of Front Street, north for a distance of +/- 122 feet

8:00 A.M. TO 4:00 P.M.

Haight Avenue	East	Starting at a point +/- 40 feet south of the south curbline of Merrick Road, south for a distance of +/- 60 feet
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8:00 A.M. TO 8:00 P.M.

Beach Road	Either	Starting at the south curbline of Canal Road, south to the traffic circle at the end of Beach Road
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9:00 A.M. TO 6:00 P.M.

Riverside Avenue	East	Starting at a point +/- 165 feet south of the south curbline of Sunrise Highway, south for a distance of +/- 200 feet
Riverside Avenue	West	Starting at a point +/- 40 feet south of the south curbline of Sunrise Highway, south to a point opposite the north curbline of Chestnut Street

ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS**AT ANY TIME**

Elm Street	North	From Hicksville Road, west to Forest Avenue
Forest Avenue	East	Starting at the south curbline of New York Avenue, south for a distance of +/- 114 feet
Forest Avenue	West	Starting at the south curbline of New York Avenue, south for a distance of +/- 114 feet

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Orchard Street	North	From Hicksville Road, west to Forest Avenue 1:00 A.M. TO 10:00 A.M.
Parkside Boulevard		
	East	Starting at a point +/- 200 feet north of the north curbline of Veterans Boulevard, north to a point +/- 100 feet south of the southeast curbline of Clark Boulevard 7:00 A.M. TO 7:00 P.M.
Forest Avenue		
	West	Starting at the south curbline of New York Avenue, south for a distance of +/- 114 feet
Merrick Road		
	North	Starting at the east curbline of Dover Road, east for a distance of +/- 60 feet
Merrick Road		
	North	Starting at the east curbline of Polo Road, east for a distance of +/- 50 feet
New York Avenue		
	Either	Between Ohio Avenue and Parkside Boulevard
New York Avenue		
	North	Starting at the west curbline of Parkside Boulevard, west for a distance of +/- 140 feet
New York Avenue		
	South	Starting at the west curbline of Parkside Boulevard, west for a distance of +/- 185 feet
Seaford Avenue		
	East	Starting at the south curbline of Pennsylvania Avenue, south for a distance of +/- 120 feet
Seaford Avenue		
	West	Starting at a point +/- 150 feet south of the south curbline of Pennsylvania Avenue, south for a distance of +/- 200 feet 8:00 A.M. TO 4:00 P.M.
North Cedar Street		
	North	Starting at a point +/- 100 feet west of the west curbline of North Broadway, west for a distance of +/- 90 feet 8:00 A.M. TO 5:00 P.M.
East Shore Drive		
	West	Starting at a point +/- 130 feet south of the south curbline of South Merrick Road, south for a distance of +/- 80 feet 8:00 A.M. TO 6:00 P.M.
Massachusetts Avenue		
	South	Starting at a point +/- 128 feet west of the west curbline of Broadway, west for a distance of +/- 75 feet

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
West Shore Drive	West	Starting at a point +/- 120 feet south of the west curbline of Merrick Road, south for a distance of +/- 62 feet
9:00 A.M. TO 5:00 P.M.		
Carman Street	West	Starting at the south curbline of South Merrick Road, south for a distance of +/- 142 feet
East Shore Drive	East	Starting at the south curbline of South Merrick Road, south for a distance of +/- 75 feet
Euclid Avenue	North	Starting at a point +/- 120 feet west of the west curbline of Broadway, west to the east curbline of Franklin Avenue
Euclid Avenue	South	Starting at a point +/- 160 feet west of the west curbline of Broadway, west to the east curbline of Franklin Avenue
Grove Street	South	Starting at a point +/- 175 feet east of the east curbline of Seaford Avenue, east for a distance of +/- 60 feet
ON SCHOOL DAYS		
7:00 A.M. TO 3:00 P.M.		
North Hickory Street	North	Starting at the east curbline of Peony Drive, east for a distance of +/- 530 feet
North Hickory Street	South	Starting at the west curbline of Magnolia Drive, west for a distance of +/- 120 feet
North Hickory Street	South	Starting at a point +/- 300 feet west of the west curbline of Magnolia Drive, west to the east curbline of Violet Drive
7:00 A.M. TO 5:00 P.M.		
Wyngate Drive	North	Starting at the east curbline of Hicksville Road, east for a distance of +/- 150 feet
8:00 A.M. TO 2:00 P.M.		
Quail Run	North	Starting at a point +/- 50 feet east of the east curbline of Carman Mill Road, east for a distance of +/- 160 feet
Quail Run	South	Starting at a point +/- 50 feet east of the east curbline of Carman Mill Road, east for a distance of +/- 120 feet
8:00 A.M. TO 4:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours		
MASSAPEQUA		
Street	Side	Location
Baltimore Avenue	South	Starting at a point +/- 130 feet west of a point opposite the west curbline of Ocean Avenue, west for a distance of +/- 190 feet
Banbury Road	North	Starting at the west curbline of Hunter Ridge Road East, west for a distance of +/- 100 feet
Banbury Road	South	Starting at the west curbline of Hunter Ridge Road East, west for a distance of +/- 100 feet
Bayview Avenue	West	Starting at a point +/- 40 feet north of a point opposite the north curbline of Williams Street, south for a distance of +/- 170 feet
Hicksville Road	West	Starting at the north curbline of Ontario Avenue, north for a distance of +/- 480 feet
Hunter Ridge Road East	West	Starting at the north curbline of Banbury Road, north for a distance of +/- 90 feet
Jerusalem Avenue	South	Starting at a point +/- 384 feet west of the west curbline of Central Avenue, west for a distance of +/- 86 feet
Nassau Street	North	Starting at a point +/- 40 feet east of the east curbline of Bay Drive, east to the Town line
Unqua Road	East	Starting at a point +/- 246 feet south of the south curbline of Burton Lane, south for a distance of +/- 162 feet
8:00 A.M. TO 5:00 P.M.		
North Michigan Avenue	South	Starting at a point +/- 172 feet east of the east curbline of Brookline rive, east for a distance of +/- 160 feet
North Michigan Avenue	South	Starting at a point +/- 396 feet east of the east curbline of Brookline rive, east for a distance of +/- 172 feet
10:00 A.M. TO 2:00 P.M.		
Eton Court	East	Starting at the south curbline of Pine Street, south for a distance of +/- 204 feet
Eton Court	West	Starting at a point +/- 136 feet south of the south curbline of Pine Street, south for a distance of +/- 68 feet
ON ANY DAY FROM MAY 15 TO SEPTEMBER 15		
Beach Road	East	Starting at the south curbline of Canal Road, south to the traffic circle at the end of Beach Road

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Beach Road	West	Starting at the south curbline of Canal Road, south to the traffic circle at the end of Beach Road
ON SUNDAYS ONLY		
7:00 A.M. TO 1:00 P.M.		
Cedar Shore Drive	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 250 feet
Cedar Shore Drive	West	Starting at the south curbline of Merrick Road, south for a distance of +/- 250 feet
Pittsburgh Avenue	South	Starting at a point +/- 336 feet east of the east curbline of Broadway, east for a distance of +/- 142 feet
7:00 A.M. TO 2:00 P.M.		
Iris Place	West	Starting at a point +/- 30 feet south of the south curbline of Linden Street, south to the north curbline of Poppy Drive
Iris Place	West	Starting at the south curbline of Poppy Drive, south to the north curbline of Violet Street
7:00 A.M. TO 3:00 P.M.		
Bayview Avenue	West	Starting at a point +/- 155 feet south of the south curbline of Merrick Road, south for a distance of +/- 215 feet
Bayview Avenue	West	Starting at a point +/- 370 feet south of the south curbline of Merrick Road, south to the north curbline of Morton Avenue
ON MONDAYS, WEDNESDAYS AND FRIDAYS		
EXCEPT HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
North Manhattan Avenue	North	Starting at a point +/- 40 feet west of the west curbline of North Broadway, west for a distance of +/- 112 feet
ON TUESDAYS AND THURSDAYS		
EXCEPT HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
North Manhattan Avenue	South	Starting at a point +/- 40 feet west of the west curbline of North Broadway, west for a distance of +/- 166 feet
ON FRIDAYS AND SATURDAYS		
9:00 P.M. TO 3:00 A.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
North Manhattan Avenue	North	Starting at a point +/- 40 feet west of the west curbline of North Broadway, west for a distance of +/- 112 feet
North Oak Street	North	Starting at a point +/- 95 feet west of the west curbline of Broadway, west for a distance of +/- 215 feet
North Oak Street	South	Starting at a point +/- 190 feet west of the west curbline of Broadway, west to the east curbline of Bay Drive

MONDAY TO FRIDAY

9:00 A.M. TO 5:00 P.M.

Carman Street	East	Starting at a point +/- 36 feet south of the south curbline of South Merrick Road, south for a distance of +/- 68 feet
North Delaware Avenue	North	Starting at a point +/- 105 feet west of the west curbline of Broadway, west for a distance of +/- 120 feet
North Delaware Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Broadway, west to a point +/- 20 feet east of a point opposite the east curbline of Deborah Court
Seaford Avenue	East	Starting at the north curbline of Hawthorne Street, north for a distance of +/- 111 feet

ON FRIDAYS, SATURDAYS, SUNDAYS AND HOLIDAYS

11:00 A.M. TO 9:30 P.M.

Central Avenue	West	Starting at the south curbline of Hamilton Avenue, south for a distance of +/- 85 feet
FRIDAYS, SATURDAYS AND SUNDAYS ONLY		
Jerusalem Avenue	North	Starting at a point +/- 90 feet west of the west curbline of North Broadway, west for a distance of +/- 322 feet

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA PARK**

Street	Side	Location
SUNDAYS		
7:00 A.M. TO 2:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**MASSAPEQUA PARK**

Street	Side	Location
Poppy Drive	West	Starting at a point +/- 141 feet south of the south curbline of Linden Street, south for a distance of +/- 65 feet

Section 233-166, Parking Prohibited Certain Days and Hours**OYSTER BAY**

Street	Side	Location
ON ANY DAY		
11:00 P.M. TO 6:00 A.M.		
Underhill Avenue		
	East	Starting at a point +/- 50 feet north of the north curbline of Mill River Road, north for a distance of +/- 160 feet
MAY 1 TO SEPTEMBER 30		
8:00 A.M. TO 11:00 P.M.		
Florence Avenue	East	Starting at the north curbline of Melbourne Street, north to its dead end at Oyster Bay Harbor
Florence Avenue	West	Starting at the north curbline of Melbourne Street, north to its dead end at Oyster Bay Harbor
Seawanhaka Place	East	Starting at the north curbline of Melbourne Street, north to its dead end
Seawanhaka Place	West	Starting at the north curbline of Melbourne Street, north to its dead end
JUNE THROUGH SEPTEMBER		
Hill Drive	East	Starting at a point +/- 165 feet south of the south curbline of Berry Hill Road, south for a distance of +/- 335 feet to the property line of house numbers 5 and 7
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
Lexington Avenue	East	Starting at the north curbline of Tooker Avenue, north for a distance of +/- 46 feet
Lexington Avenue	East	Starting at the south curbline of Tooker Avenue, south for a distance of +/- 40 feet
Lexington Avenue	West	Starting at the north curbline of Capital Heights Road, north for a distance of +/- 40 feet

Section 233-166, Parking Prohibited Certain Days and Hours		
OYSTER BAY		
Street	Side	Location
Lexington Avenue	West	Starting at the south curbline of Capital Heights Road, north for a distance of +/- 40 feet
Maxwell Avenue	East	Starting at the post office ramp, south to the north curbline of Shore Avenue
McCouns Lane	East	Starting at the south curbline of Agnes Street, south to the north curbline of Berry Hill Road
Railroad Avenue	South	Starting at the east curbline of Audrey Avenue, east to the west curbline of Hamilton Avenue
White Street	East	Starting at a point +/- 140 feet north of the north curbline of East Main Street, north for a distance of +/- 75 feet
8:00 A.M. TO 5:00 P.M.		
White Street	East	Starting at a point +/- 30 feet north of the north curbline of East Main Street, north for a distance of +/- 110 feet
8:00 A.M. TO 6:00 P.M.		
Summit Street	South	Starting at the west curbline of Irving Court (a/k/a Private Lane), west for a distance of +/- 68 feet
MONDAY TO FRIDAY		
8:00 A.M. TO 3:00 P.M.		
Hamilton Avenue	South	Starting at a point +/- 35 feet west of the west curbline of South Street, west for a distance of +/- 125 feet
ON SCHOOL DAYS		
7:00 A.M. TO 6:00 P.M.		
East Main Street	North	Starting at a point +/- 50 feet east of the east curbline of Florence Avenue, east to a point +/- 95 feet west of the west curbline of Ships Point Lane
East Main Street	South	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to a point +/- 50 feet west of the west curbline of McCouns Lane
8:00 A.M. TO 4:00 P.M.		
Agnes Street	North	Starting at a point +/- 40 feet east of the east curbline of McCouns Lane, east for a distance of +/- 71 feet
Agnes Street	North	Starting at the west curbline of Sandy Hill Road, west for a distance of +/- 230 feet

Section 233-166, Parking Prohibited Certain Days and Hours**OYSTER BAY**

Street	Side	Location
Agnes Street	South	Starting at a point +/- 147 feet west of the west curbline of Sandy Hill Road, west for a distance of +/- 72 feet
Anstice Street	East	Starting at the north curbline of Burtis Avenue, north for a distance of +/- 352 feet
Anstice Street	West	Starting at the north curbline of Burtis Avenue, north for a distance of +/- 296 feet
Anstice Street	West	Starting at a point +/- 40 feet south of the south curbline of East Main Street, south for a distance of +/- 105 feet
Burtis Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to a point +/- 50 feet west of the west curbline of Ivy Street
Burtis Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Anstice Street, east to a point +/- 50 feet west of the west curbline of Ivy Street

ON SATURDAYS ONLY

9:00 A.M. TO 11:00 A.M.

Anstice Street	East	Starting at a point +/- 50 feet south of the south curbline of Burtis Avenue, south for a distance of +/- 100 feet
Burtis Avenue	North	Starting at a point +/- 50 feet west of the west curbline of Anstice Street, west a distance of +/- 165 feet

FRIDAYS

4:00 A.M. TO 7:00 A.M.

Audrey Avenue	North	Starting at the west curbline of South Street, west to a point opposite the east curbline of Spring Street, and then northward to Railroad Avenue
Audrey Avenue	South	Starting at the west curbline of South Street, west to the east curbline of Spring Street, and then northward to Railroad Avenue
East Main Street	North	Starting at the west curbline of Harbor Road, west to the east curbline of Ships Point Lane
East Main Street	North	Starting at the west curbline of Ships Point Lane, west to the east curbline of Florence Avenue
East Main Street	North	Starting at the west curbline of White Street, west to the east curbline of South Street

Section 233-166, Parking Prohibited Certain Days and Hours**OYSTER BAY**

Street	Side	Location
East Main Street	South	Starting at the east curbline of Anstice Street, east to the west curbline of McCouns Lane
East Main Street	South	Starting at the east curbline of Church Street, east to the west curbline of Pearl Street
East Main Street	South	Starting at the east curbline of McCouns Lane, east to the west curbline of Sandy Hill Road
East Main Street	South	Starting at the east curbline of Pearl Street, east to the west curbline of Anstice Street
East Main Street	South	Starting at the east curbline of South Street, east to the west curbline of Church Street
Spring Street	East	Starting at the North curbline of Orchard Street, northward to the south curbline of Audrey Avenue
Spring Street	West	Starting at the north curbline of Orchard Street, northward to the south curbline of Shore Avenue
West Main Street	North	Starting at a point opposite the east curbline of Lexington Avenue, east to the west curbline of Maxwell Avenue
West Main Street	North	Starting at the east curbline of Maxwell Avenue, east to the west curbline of Spring Street
West Main Street	North	Starting at the east curbline of Spring Street, east to the west curbline of South Street
West Main Street	South	Starting at a point +/- 185 feet east of the east curbline of Lexington Avenue, continuing east to a point +/- 30 feet west of the west curbline of Spring Street
West Main Street	South	Starting at the east curbline of Spring Street, east to the west curbline of South Street

Section 233-166, Parking Prohibited Certain Days and Hours**PLAINVIEW**

ON ANY DAY
7:00 A.M. TO 3:00 P.M.

Street	Side	Location
Central Park Road	East	Starting at the southeast corner of Saul Place, south for a distance of +/- 114 feet
Saul Place	North	Starting at the northeast corner of Central Park Road, east for a distance of +/- 82 feet

Section 233-166, Parking Prohibited Certain Days and Hours**PLAINVIEW**

Saul Place	South	Starting at the southeast corner of Central Park Road, east for a distance of +/- 82 feet 9:00 P.M. TO 7:00 A.M.
Street	Side	Location
Lincoln Road South	South	Starting at a point +/- 140 feet east of the east curbline of Meryll Place, east for a distance of +/- 450 feet EXCEPT SUNDAYS AND HOLIDAYS 9:00 A.M. TO 5:00 P.M.
Street	Side	Location
Forest Avenue		Starting at a point +/- 95 feet west of the west curbline of Orchard Street, west to the east curbline of Forest Drive ON ANY DAY EXCEPT SATURDAYS, SUNDAYS OR HOLIDAYS 8:00 A.M. TO 10:00 A.M.
Street	Side	Location
Grohmans Lane	East	Starting at a point +/- 182 feet south of the south curbline of Old Country Road, south for a distance of +/- 525 feet
Lincoln Road North		Starting at the west curbline of Grohmans Lane, west to the east curbline of Lincoln Road East 8:00 A.M. TO 5:00 P.M.
Street	Side	Location
Old Bethpage Road	West	Starting at a point +/- 96 feet south of the south curbline of Haypath Road, south for a distance of +/- 516 feet 8:00 A.M. TO 8:00 P.M.
Street	Side	Location
Rex Place	East	Starting at a point +/- 40 feet north of the north curbline of Old Country Road, north for a distance of +/- 240 feet 9:00 A.M. TO 4:00 P.M.
Street	Side	Location
Kalda Lane	East	Starting at a point +/- 50 feet north of the north curbline of Ruby Lane, north for a distance of +/- 258 feet

Section 233-166, Parking Prohibited Certain Days and Hours**PLAINVIEW**

Kalda Lane	West	Starting at a point +/- 50 feet north of the north curbline of Ruby Lane, north for a distance of +/- 313 feet
Opal Drive	East	Starting at the north curbline of Ruby Lane, north for a distance of +/- 200 feet
Opal Drive	West	Starting at the north curbline of Ruby Lane, north for a distance of +/- 200 feet
Prospect Place	East	Starting at the north curbline of Southern Parkway, north for a distance of +/- 72 feet
Ruby Lane	North	Starting at a point +/- 50 feet west of the west curbline of Kalda Lane, west then north for a distance of +/- 395 feet
Ruby Lane	North	Starting at a point +/- 92 feet east of the east curbline of Opal Drive, east for a distance of +/- 58 feet
Ruby Lane	South	Starting at a point +/- 50 feet east of the east curbline of Kalda Lane, east for a distance of +/- 112 feet
Ruby Lane	South	Starting at a point +/- 285 feet east of the east curbline of Kalda Lane, east for a distance of +/- 60 feet

9:00 A.M. TO 5:00 P.M.

Street	Side	Location
Nathan Drive	North	Starting at a point +/- 92 feet west of the west curbline of Barnum Avenue, west for a distance of +/- 235 feet
Nathan Drive	South	Starting at the east curbline of Sterling Court, east for a distance of +/- 134 feet
Sterling Court	East	Starting at the south curbline of Nathan Drive, south for a distance of +/- 56 feet

9:00 A.M. TO 6:00 P.M.

Street	Side	Location
Violet Lane	South	Starting at a point +/- 35 feet east of the east curbline of Garden Gate, east and then south for a distance of +/- 140 feet following the curvature of the road

10:00 A.M. TO 2:00 P.M.

Street	Side	Location
Sydney Street	North	Starting at a point +/- 40 feet east of the east curbline of Central Park Road, east for a distance of +/- 53 feet

ON SCHOOL DAYS

6:00 A.M. TO 10:00 A.M. AND 2:00 P.M. TO 6:00 P.M.

Section 233-166, Parking Prohibited Certain Days and Hours**PLAINVIEW**

Street	Side	Location
Belmont Avenue	West	Starting at a point +/- 35 feet south of the south curbline of Old Country Road, south for a distance of +/- 80 feet
7:00 A.M. TO 4:00 P.M.		
Street	Side	Location
Roundtree Drive	East	Starting at a point opposite the north curbline of Salem Court, north to the northerly termination
8:00 A.M. TO 4:00 P.M.		
Street	Side	Location
Eton Court		Starting at the northwest corner of Roundtree Drive, west to the cul-de-sac, then southerly following the contour of the cul-de-sac to the south curbline of Eton Court, then easterly to the west curbline of Roundtree Drive
Kennedy Drive	North	Starting at the east curbline of Southwick Court North, east to the easterly termination of Kennedy Drive
Kennedy Drive	North	Starting at the east curbline of Washington Avenue, east to the west curbline of Southwick Court North
Kennedy Drive	South	Starting at the east curbline of Southwick Court South, east to the easterly termination of Kennedy Drive
Kennedy Drive	South	Starting at a point +/- 290 feet east of the east curbline of Washington Avenue, east to the west curbline of Southwick Court South
Roundtree Drive	West	Starting at the north curbline of Salem Court, north to the northerly termination
Southwick Court North		Starting at the northeast curbline of Kennedy Drive, northerly to the cul-de-sac, then westerly, following the contour of the cul-de-sac, then southerly to the north curbline of Kennedy Drive
Southwick Court South		Starting at the southeast curbline of Kennedy Drive, southerly to the cul-de-sac, then westerly, following the contour of the cul-de-sac, then northerly to the south curbline of Kennedy Drive
Washington Avenue	West	Starting at a point +/- 40 feet northeast of the north curbline of Sherwood Drive, northeasterly for a distance of +/- 94 feet
8:00 A.M. TO 5:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**PLAINVIEW**

Street	Side	Location
Country Drive	West	Starting at the south curbline of Mitchell Avenue, south for a distance of +/- 40 feet
Jamaica Avenue	North	Starting at the east curbline of Kent Place, west for a distance of +/- 30 feet
Jamaica Avenue	North	Starting at the west curbline of Kent Place, west for a distance of +/- 30 feet
Richard Court	South	Starting at the west curbline of Pasadena Drive, west for a distance of +/- 138 feet
9:30 A.M. TO 10:30 A.M. AND 12:30 P.M. TO 1:30 P.M.		
Street	Side	Location
Jamaica Avenue		Starting at a point +/- 240 feet west of the west curbline of Oak Drive, west for a distance of +/- 75 feet

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
ON ANY DAY		
7:00 A.M. TO 10:00 A.M.		
Jackson Avenue	West	Starting at the south curbline of Devine Avenue, south to the north curbline of Lucille Drive
8:00 A.M. TO 6:00 P.M.		
Ashford Drive	North	Starting at a point +/- 124 feet east of the east curbline of Crome Road, east to a point +/- 134 feet west of the west curbline of Pickwick Drive
Ashford Drive	South	Starting at a point opposite the east curbline of Crome Road, east to a point opposite the west curbline of Pickwick Drive West
Cedar Street	East	Starting at a point +/- 30 feet south of the south curbline of Park Drive East, south for a distance of +/- 170 feet
Park Drive East	South	Starting at a point +/- 50 feet east of the east curbline of Cedar Street, east and then south for a distance of +/- 350 feet
9:00 A.M. TO 6:00 P.M.		

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Edna Drive		Starting at the left side of the apron at House No. 44 to the right side of the apron at House No. 53
3:00 P.M. TO 12:00 MIDNIGHT		
Lenore Street	South	Starting at a point +/- 113 feet west of the west curbline of Cedar Street, west for a distance of +/- 100 feet
4:00 P.M. TO 9:00 P.M.		
Cedar Street	West	Starting at a point +/- 650 feet north of the north curbline of Jericho Turnpike, north for a distance of +/- 285 feet
6:00 P.M. TO 10:00 P.M.		
Aerial Way	West	Starting at a point +/- 642 feet south of the south curbline of Aerial Way, south for a distance of +/- 488 feet
8:00 P.M. TO 4:00 P.M.		
Abby Lane	West	Starting at a point +/- 30 feet north of the north curbline of Miller Place, north to the cul-de-sac
8:00 P.M. TO 6:00 A.M.		
Park Drive East	North	Starting at a point +/- 185 feet east of the east curbline of Cedar Street, east and then south for a distance of +/- 225 feet
ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
7:00 A.M. TO 10:00 A.M.		
Robert Circle	North	Starting at the northwest curbline of Honey Drive, west to the westernmost property line of House No. 52
8:00 A.M. TO 2:00 P.M.		
Ira Road	North	Starting at the east curbline of Miller Boulevard, east for a distance of +/- 100 feet
10:00 A.M. TO 12:00 P.M.		
Ira Road	North	Starting at a point +/- 100 feet east of the east curbline of Miller Boulevard, east for a distance of +/- 314 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		

Section 233-166, Parking Prohibited Certain Days and Hours		
SYOSSET		
Street	Side	Location
Convent Road	North	Starting at a point +/- 100 feet east of the east curbline of Eliot Court, east for a distance of +/- 75 feet
7:00 A.M. TO 10:00 A.M.		
Albergo Lane	East	Starting at a point +/- 104 feet south of the south curbline of Convent Road, south for a distance of +/- 80 feet
Albergo Lane	East	Starting at a point +/- 184 feet south of the south curbline of Convent Road, south for a distance of +/- 81 feet
Albergo Lane	East	Starting at a point +/- 265 feet south of the south curbline of Convent Road, south to the north curbline of Peg Place
Albergo Lane	West	Starting at a point +/- 45 feet south of the south curbline of Convent Road, south to the north curbline of Fams Court
Albergo Lane	West	Starting at the south curbline of Fams Court, south for a distance of +/- 370 feet
Fams Court	North	Starting at the northwest corner of Albergo Lane, west for a distance of +/- 102 feet
Fams Court	North	Starting at a point +/- 190 feet west of the northwest corner of Albergo Lane, west to the west termination of Fams Court, then southerly following the curvature of the cul-de-sac, to the south curbline of Fams Court, then easterly to the west curbline of Albergo Lane
7:00 A.M. TO 4:00 P.M.		
Treadwell Avenue	South	Starting at the east curbline of Richmond Street, east to the west curbline of Kings Street
8:00 A.M. TO 10:00 A.M.		
Fourth Place	East	Starting at a point +/- 110 feet north of the north curbline of Convent Road, north for a distance of +/- 60 feet
Fourth Place	East	Starting at a point +/- 235 feet north of the north curbline of Convent Road, north for a distance of +/- 60 feet
Fourth Place	North	Starting at the west curbline of Fifth Place, west for a distance of +/- 335 feet

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Fourth Place	South	Starting at the west curbline of Fifth Place, west for a distance of +/- 360 feet
Fifth Place	East	Starting at a point opposite the north curbline of Fourth Place, north to the south curbline of Ira Road
Fifth Place	East	Starting at a point opposite and +/- 61 feet south of the south curbline of Fourth Place, north for a distance of +/- 97 feet
Fifth Place	East	Starting at a point opposite and +/- 61 feet south of the south curbline of Fourth Place, south for a distance of +/- 116 feet
Fifth Place	West	Starting at a point +/- 40 feet north of the north curbline of Fourth Place, north to the south curbline of Ira Road
Fifth Place	West	Starting at a point +/- 81 feet south of the intersection of Fourth and Fifth Place, south for a distance of +/- 63 feet
Apple Street	East	Starting at the north curbline of East Street, north to the south curbline of Church Street
Apple Street	West	Starting at the north curbline of East Street, north to the south curbline of Church Street
Church Street	North	Starting at the west curbline of North Street, west to a point +/- 30 feet east of the east curbline of Berry Hill Road
Church Street	North	Starting at the west curbline of Woodbury Way, west to the east curbline of North Street
Church Street	South	Starting at the west curbline of Apple Street, west to the east curbline of North Street
Church Street	South	Starting at the west curbline of North Street, west to a point +/- 30 feet east of the east curbline of Berry Hill Road
Church Street	South	Starting at the west curbline of Woodbury Way, west to the east curbline of Apple Street
Devine Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 67 feet
Devine Avenue	North	Starting at a point +/- 165 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 162 feet

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Devine Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 247 feet
East Street	North	Starting at the west curbline of Woodbury Way, west to the east curbline of Berry Hill Road
East Street	South	Starting at the west curbline of Woodbury Way, west to the east curbline of Berry Hill Road
Edna Drive	East	Starting at the south curbline of Devine Avenue, south for a distance of +/- 95 feet
Edna Drive	West	Starting at the south curbline of Railroad Avenue, south for a distance of +/- 119 feet
Ira Road	North	Starting at a point +/- 40 feet west of the west curbline of Edward Lane, west for a distance of +/- 300 feet
Ira Road	North	Starting at a point +/- 408 feet west of the west curbline of Edward Lane, west for a distance of +/- 73 feet
Ira Road	North	Starting at a point +/- 481 feet west of the west curbline of Edward Lane, west for a distance of +/- 64 feet
Ira Road	North	Starting at a point +/- 545 feet west of the west curbline of Edward Lane, west for a distance of +/- 73 feet
Ira Road	South	Starting at a point +/- 95 feet east of the east curbline of Fifth Place, east to the west curbline of Sherman Drive
Ira Road [Repealed 9-14-2021 by L.L. No. 13-2021; 7-12-2022 by L.L. No. 7-2022]		
Ira Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at the east curbline of Nathan Court east for a distance of +/- 200 feet
Ira Road [Added 9-14-2021 by L.L. No. 13-2021]	South	Starting at a point +/- 290 feet east of the east curbline of Nathan Court east to the west curbline of Fifth Place

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Ira Road	South	Starting at the east curbline of Sherman Drive, east for a distance of +/- 397 feet
Miller Boulevard [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 414 feet north and easterly of the north curbline of Ira Road, east for a distance of +/- 70 feet
Miller Boulevard [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 543 feet north and easterly of the north curbline of Ira Road, east for a distance of +/- 840 feet
North Street	East	Starting at the north curbline of Church Street, north for a distance of +/- 120 feet
North Street	East	Starting at a point +/- 190 feet north of the north curbline of Church Street, north to the south curbline of Woodbury Way
North Street	East	Starting at the north curbline of East Street, north to the south curbline of Orchard Street
North Street	East	Starting at the north curbline of Orchard Street, north to the south curbline of Church Street
North Street	West	Starting at the north curbline of Church Street, north to the northernmost property line of House No. 35 North Street
North Street [Added 9-14-2021 by L.L. No. 13-2021]	West	Starting at a point +/- 100 feet north of the north curbline of Church Street, north for a distance of +/- 55 feet
North Street [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 275 feet north of the north curbline of Church Street, north for a distance of +/- 75 feet
North Street	West	Starting at the north curbline of East Street, north to the south curbline of Church Street
Orchard Street	North	Starting at the northwest curbline of East Street, west to the east curbline of North Street
Orchard Street	South	Starting at the northwest curbline of East Street, west to the east curbline of North Street
Railroad Avenue	West	Starting at the west curbline of Edna Drive, north for a distance of +/- 100 feet
Sherman Drive	East	Starting at the south curbline of Ira Road, south for a distance of +/- 131 feet

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Sherman Drive	North	Starting at a point opposite the west curbline of Greenway Drive North, west for a distance of +/- 138 feet
Willis Avenue	North	Starting at a point +/- 45 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 360 feet
Willis Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Railroad Avenue, east for a distance of +/- 70 feet
Willis Avenue	South	Starting at a point +/- 85 feet east of the east curbline of Railroad Avenue, east to a point +/- 30 feet west of the west curbline of Jackson Avenue
Woodbury Way	East	Starting at a point +/- 50 feet north of the north curbline of Cold Spring Road, north to a point opposite the north curbline of Church Street
Woodbury Way	West	Starting at a point +/- 60 feet north of the north curbline of Cold Spring Road, north to the south curbline of Maple Street
Woodbury Way	West	Starting at the north curbline of Maple Street, north to the south curbline of East Street
8:00 A.M. TO 4:00 P.M.		
Devine Avenue	North	Starting at a point +/- 30 feet from the stop sign, east for a distance of +/- 133 feet
8:00 A.M. TO 5:00 P.M.		
Edward Avenue	South	Starting at a point +/- 80 feet west of the west curbline of Jackson Avenue, west to a point +/- 30 feet east of the east curbline of Florence Avenue
9:00 A.M. TO 5:00 P.M.		
Locust Lane	North	Starting at a point +/- 30 feet west of the west curbline of Greenfield Road, west for a distance of +/- 390 feet, opposite the east curbline of Preston Lane
9:00 A.M. TO 11:00 A.M.		
Walters Avenue	North	Starting at a point +/- 50 feet west of the west curbline of Jackson Avenue, west to the east curbline of Railroad Avenue

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Walters Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Jackson Avenue, west to the east curbline of Railroad Avenue
9:00 A.M. TO 5:00 P.M.		
Locust Lane	South	Starting at the east curbline of Preston Lane, east for a distance of +/- 435 feet
Russell Park Road	North	Starting at the east curbline of Robbins Lane, east for a distance of +/- 235 feet
Russell Park Road	South	Starting at the east curbline of Robbins Lane, east to the west curbline of Nelson Court
10:00 A.M. TO 12:00 NOON		
Edward Lane	East	Starting at a point +/- 80 feet south of the south curbline of Miller Boulevard, south for a distance of +/- 70 feet
Ira Road	North	Starting at a point +/- 618 feet west of the west curbline of Edward Lane, west for a distance of +/- 68 feet
Ira Road	North	Starting at a point +/- 686 feet west of the west curbline of Edward Lane, west for a distance of +/- 145 feet
Ira Road	North	Starting at a point +/- 831 feet west of the west curbline of Edward Lane, west for a distance of +/- 69 feet
Ira Road	North	Starting at a point +/- 970 feet west of the west curbline of Edward Lane, west for a distance of +/- 75 feet
Ira Road	North	Starting at the west curbline of Miller Boulevard, west for a distance of +/- 85 feet
Miller Boulevard	East	Starting at a point +/- 70 feet north of the north curbline of Ira Road, north and easterly for a distance of +/- 130 feet
Miller Boulevard	North	Starting at a point +/- 414 feet north and easterly of the north curbline of Ira Road, east for a distance of +/- 970 feet
Miller Boulevard	North	Starting at the west property line of House No. 43, east to the west property line of House No. 45

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Miller Boulevard	North	Starting at the west property line of House No. 45, east to the west property line of House No. 47
Miller Boulevard	North	Starting at the west property line of House No. 51, east to the east property line of House No. 51
Miller Boulevard	South	Starting at a point +/- 380 feet north and easterly of the north curbline of Ira Road, east for a distance of +/- 905 feet
Miller Boulevard	West	Starting at a point +/- 50 feet north of the north curbline of Ira Road, north and easterly for a distance of +/- 150 feet
10:00 A.M. TO 2:00 P.M.		
Church Street	North	Starting at the west curbline of Split Rock Road, west for a distance of +/- 115 feet
Church Street	South	Starting at a point +/- 97 feet west of the west curbline of Split Rock Road, west for a distance of +/- 116 feet
Edward Avenue	North	Starting at a point opposite the west curbline of Florence Avenue, west for a distance of +/- 133 feet
Edward Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Humphrey Drive, east for a distance of +/- 100 feet
Richmond Street	East	Starting at the intersection of Treadwell Court, north for a distance of +/- 100 feet, then south for a distance of +/- 75 feet
Richmond Street	West	Starting at the intersection of Treadwell Court, south for a distance of +/- 75 feet
Treadwell Court	North	Starting at the intersection of Richmond Street, west for a distance of +/- 100 feet
Treadwell Court	South	Starting at the intersection of Richmond Street, west for a distance of +/- 100 feet
12:00 NOON TO 1:00 P.M.		
Ira Road	South	Starting at the east curbline of Fifth Place, east for a distance of +/- 95 feet
12:00 NOON TO 2:00 P.M.		
Woodbury Way	West	Starting at the east curbline of North Street, east for a distance of +/- 118 feet
ON SCHOOL DAYS		

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
7:00 A.M. TO 3:00 P.M.		
South Woods Road	East	Starting at a point +/- 205 feet north of the north curbline of Syosset-Woodbury Road, north for a distance of +/- 770 feet
South Woods Drive	West	Starting at the south curbline of Chelsea Drive, south for a distance of +/- 260 feet
South Woods Road	West	Starting at the north curbline of Searington Drive, north for a distance of +/- 420 feet
South Woods Road	West	Starting at the south curbline of Searington Drive, south for a distance of +/- 320 feet
8:00 A.M. TO 2:00 P.M.		
Chelsea Drive	North	Starting at the west curbline of Salem Court, west to the east curbline of Calvert Drive
Chelsea Drive	North	Starting at the west curbline of South Woods Road, west to the east curbline of Salem Court
Chelsea Drive	South	Starting at the west curbline of South Woods Road, west to a point opposite the east curbline of Calvert Drive
Pell Lane	North	Starting at a point +/- 30 feet east of the east curbline of Wilshire Drive, east for a distance of +/- 240 feet
Pell Lane	South	Starting at a point +/- 30 feet east of the east curbline of Wilshire Drive, east for a distance of +/- 240 feet
Salem Court	East	Starting at the north curbline of Chelsea Drive, north to termination of street
Salem Court	West	Starting at the north curbline of Chelsea Drive, north to termination of street
8:00 A.M. TO 4:00 P.M.		
Chelsea Drive	East	Starting at the south curbline of Cold Spring Road, south to a point opposite the north curbline of Whetmore Drive
Chelsea Drive	West	Starting at the south curbline of Cold Spring Road, south to the north curbline of Whetmore Drive
Cold Spring Road	North	Starting at a point +/- 250 feet west of a point opposite the west curbline of Calvert Drive, west for a distance of +/- 758 feet
Cold Spring Road	South	Starting at the east curbline of Chelsea Drive, east to the west curbline of Calvert Drive

Section 233-166, Parking Prohibited Certain Days and Hours		
SYOSSET		
Street	Side	Location
Cold Spring Road	South	Starting at the east curbline of Townsend Drive, east to the west curbline of Chelsea Drive
Colony Lane	South	Starting at the east curbline of South Grove School driveway, east for a distance of +/- 40 feet
Colony Lane	West	Starting at a point +/- 200 feet north of the north curbline of Southwood Circle, north for a distance of +/- 75 feet
Colony Lane	West	Starting at a point +/- 375 feet north of the north curbline of Southwood Circle, north for a distance of +/- 100 feet
Humphrey Drive	West	Starting at a point opposite the north curbline of Walker Avenue, south for a distance of +/- 60 feet
Humphrey Drive	West	Starting at a point +/- 20 feet north of the north curbline of Walker Avenue, south for a distance of +/- 70 feet
Pell Lane	North and South	For the entire length of the roadway
SEPTEMBER 1 THROUGH JUNE 30		
8:00 A.M. TO 2:00 P.M.		
Searington Drive	North	Starting at a point +/- 50 feet west of the west curbline of South Woods Road, west to the New York Telephone Pole No. 5
ON SUNDAYS AND CHURCH HOLIDAYS ONLY		
8:00 A.M. TO 1:00 P.M.		
Hillside Lane North	South	Along the Faith Evangelical Lutheran Church property
SATURDAYS, SUNDAYS, HOLIDAYS		
8:00 A.M. TO 10:00 A.M.		
Ira Road	North	Starting at the east curbline of Miller Boulevard, east for a distance of +/- 188 feet
Ira Road	South	Starting at the east curbline of Nathan Court, east for a distance of +/- 308 feet
9:00 A.M. TO 10:00 A.M.		
Carolyn Court	South	From the east curbline of Berkeley Lane, east for a distance of +/- 242 feet
THURSDAY THROUGH SATURDAY ONLY		

Section 233-166, Parking Prohibited Certain Days and Hours**SYOSSET**

Street	Side	Location
Edward Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Humphrey Drive, east for a distance of +/- 105 feet
Humphrey Drive	East	Starting at the north curbline of Edward Avenue, north for a distance of +/- 54 feet
Humphrey rive	East	Starting at a point +/- 122 feet north of the north curbline of Edward Avenue, north for a distance of +/- 62 feet

Section 233-166, Parking Prohibited Certain Days and Hours**WESTBURY**

[Added 7-12-2022 by L.L. No. 7-2022]

Street	Side	Location
SCHOOL DAYS		
9:00 A.M. TO 1:00 P.M.		
Sunnyside Lane	North	Starting at a point +/- 355 feet from the east curbline of Robbins Lane, east for a distance of +/- 50 feet

Section 233-166, Parking Prohibited Certain Days and Hours**WOODBURY**

Street	Side	Location
7:00 A.M. TO 3:00 P.M.		
The Drawbridge	North	Starting at the east curbline of South Woods Road, along the entire stretch of The Drawbridge
The Drawbridge	South	Starting at the east curbline of South Woods Road, along the entire stretch of The Drawbridge
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 10:00 A.M.		
Canterbury Road	North	Starting at the west curbline of Manetto Hill Road, west to the east curbline of Sparrow Lane
Canterbury Road	North	Starting at the west curbline of Sparrow Lane, west to the east curbline of Wren Drive
Canterbury Drive	South	Starting at the west curbline of Manetto Hill Road, west for a distance of +/- 400 feet
Sparrow Lane	East	Starting at the north curbline of Canterbury Road, north for a distance of +/- 230 feet

Section 233-166, Parking Prohibited Certain Days and Hours**WOODBURY**

Street	Side	Location
SATURDAYS, SUNDAYS AND HOLIDAYS		
MEMORIAL DAY THROUGH LABOR DAY		
8:00 A.M. TO 6:00 P.M.		
Kristi Lane	North	Starting at the west curbline of Piquets Lane, west for a distance of +/- 995 feet
Kristi Lane	South	Starting at the west curbline of Piquets Lane, west for a distance of +/- 748 feet

§ 233-167. Limited parking zones established; signposted.

The following locations are hereby established as limited parking zones, with parking limited to such a length of time as is designated in this section, and which zones shall be properly signposted:

Section 233-167, Limited Parking Zones**BETHPAGE**

Street	Side	Location
THIRTY MINUTES		
Powell Avenue	North	Starting at a point +/- 50 feet east of the east curbline of Broadway, east for a distance of +/- 237 feet
ONE HOUR		
Grant Street	South	Starting at a point +/- 45 feet west of the west curbline of Stewart Avenue, west to the east curbline of First Street
Marginal Road (Hicksville Road)	West	North of Hempstead Turnpike, starting at a point +/- 114 feet north of the north curbline of Hempstead Turnpike, north for a distance of +/- 234 feet
Stewart Avenue	West	From Railroad Avenue to Grant Avenue
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
Municipal Parking Field B-4		Starting from a point +/- 30 feet south of the southwest curbline of Washington Street, south for a distance of +/- 58 feet
Washington Street	South	Starting at a point +/- 30 feet west of the west curbline of Broadway, west for a distance of +/- 167 feet
TWO HOURS		

Section 233-167, Limited Parking Zones**BETHPAGE**

Street	Side	Location
Marginal Road	East	Starting at a point +/- 135 feet north of the north curbline of Hempstead Turnpike, north for a distance of +/- 210 feet
Randal Drive	East	Starting at a point +/- 68 feet south of the south curbline of Hempstead Turnpike, south for a distance of +/- 202 feet

Section 233-167, Limited Parking Zones**FARMINGDALE**

Street	Side	Location
ONE HOUR		
Midwood Avenue	South	Starting at a point +/- 33 feet west of the west curbline of Main Street, west for a distance of +/- 95 feet
TWO HOURS		
Main Street	West	Starting at a point +/- 90 feet south of the south curbline of Fallwood Parkway, south to a point +/- 30 feet north of Yoakum Avenue

Section 233-167, Limited Parking Zones**HICKSVILLE**

Street	Side	Location
FIFTEEN MINUTES		
Barter Lane	South	Starting at a point +/- 89 feet west of the west curbline of the Town of Oyster Bay Parking Field H-4, west for a distance of +/- 60 feet
Woodbury Road	North	Starting at a point +/- 20 feet west of the west curbline of Charles Avenue, west for a distance of +/- 40 feet
Woodbury Road	North	Starting at a point +/- 36 feet east of the east curbline of East End Avenue, east for a distance of +/- 164 feet
THIRTY MINUTES		
Old Country Road	South	Starting at a point +/- 45 feet west of the west curbline of Sterling Place, west for a distance of +/- 50 feet

Section 233-167, Limited Parking Zones**HICKSVILLE**

Street	Side	Location
Station Plaza North	North	Starting at a point opposite a point +/- 24 feet east of the east curbline of Station Plaza West, east for a distance of +/- 186 feet
Station Plaza South	South	Starting at a point +/- 72 feet west of the west curbline of Newbridge Road, west for a distance of +/- 88 feet
Woodbury Road	North	Starting at a point +/- 36 feet east of the east curbline of East End Avenue, east for a distance of +/- 164 feet
ONE HOUR		
Duffy Avenue	North	Starting at a point +/- 152 feet west of the west curbline of Combes Avenue, west for a distance of +/- 200 feet
Jerusalem Avenue	East	Starting at the north curbline of Eleventh Street, north for a distance of +/- 135 feet
TWO HOURS		
Second Street	South	Starting at a point +/- 30 feet east of the east curbline of Jerusalem Avenue, east for a distance of +/- 170 feet
Strong Street	East	Starting at a point +/- 234 feet north of the north curbline of West John Street, north for a distance of +/- 45 feet

Section 233-167, Limited Parking Zones**LOCUST VALLEY**

Street	Side	Location
TWO HOURS		
Buckram Road	North	Starting at the east curbline of Birch Hill Road, east to Locust Place
FOUR HOURS		
Weir Lane	West	Starting at a point +/- 107 feet south of the south curbline of Forest Avenue, south to the west curbline of Weir Lane (west spur)

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
FIFTEEN MINUTES		
Broadway	West	Starting at the north curbline of Euclid Avenue, north for a distance of +/- 70 feet
Broadway	West	Starting at a point +/- 40 feet north of the north curbline of Parkhill Avenue, north for a distance of +/- 30 feet
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of Rhode Island Avenue, south for a distance of +/- 50 feet
Killians Road	North	Starting at a point +/- 30 feet west of the west curbline of Hicksville Road (NYS Route 107), west for a distance of +/- 90 feet
Killians Road	North	Starting at a point +/- 150 feet west of the west curbline of Hicksville Road (NYS Route 107), west for a distance of +/- 85 feet
Killians Road	North	Starting at a point +/- 30 feet east of the east curbline of the western entrance of Municipal Parking Field M-7, east for a distance of +/- 50 feet
Killians Road	South	Starting at a point +/- 30 feet west of the west curbline of Hicksville Road (NYS Route 107), west for a distance of +/- 83 feet
Killians Road	South	Starting at a point +/- 143 feet west of the west curbline of Hicksville Road (NYS Route 107), west for a distance of +/- 90 feet
Killians Road	South	Starting at a point +/- 290 feet west of the west curbline of Hicksville Road (Route 107), west for a distance of +/- 45 feet
Merrick Road	North	Starting at a point +/- 161 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Unqua Road	West	Starting at a point +/- 89 feet north of the north curbline of Suffolk Road, north for a distance of +/- 80 feet
THIRTY MINUTES		
Bayview Avenue	West	Starting at a point +/- 55 feet south of the south curbline of Merrick Road, south for a distance of +/- 100 feet

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
Grand Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west for a distance of +/- 128 feet
North Broadway	East	Starting at a point located +/- 25 feet north of the north curbline of North Suffolk Avenue, north to a point located +/- 50 feet south of the south curbline of North Nassau Avenue
ONE HOUR		
Boston Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Broadway, west for a distance of +/- 70 feet
Broadway	East	Starting at a point +/- 205 feet north of the north curbline of Veterans Boulevard, north for a distance of +/- 198 feet
Central Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Pennsylvania Avenue, south for a distance of +/- 76 feet
Central Avenue	West	Starting at a point +/- 146 feet south of the south curbline of Pennsylvania Avenue, south to a point +/- 40 feet north of the north curbline of New York Avenue
Harrison Avenue	West	Starting at a point +/- 268 feet south of the south curbline of Merrick Road, south for a distance of +/- 62 feet
Merrick Road	South	Starting at a point +/- 160 feet east of the east curbline of East Shore Drive, east for a distance of +/- 22 feet
Merrick Road	South	Starting at the east curbline of Height Avenue, east to the west curbline of Forest Avenue
North Broadway	East	Starting at the north curbline of North Cedar Street, north to a point +/- 30 feet south of the south curbline of North Pine Street
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Beech Street, south to a point +/- 30 feet north of the north curbline of North Pine Street
North Broadway	West	Starting at a point +/- 27 feet south of the south curbline of North Idaho Avenue, south for a distance of +/- 60 feet

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Pine Street, south to a point +/- 30 feet north of the north curbline of North Cedar Street
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Virginia Avenue, south for a distance of +/- 155 feet
9:00 A.M. TO 9:00 P.M.		
North Broadway	East	Starting at a point +/- 30 feet south of the south curbline of North Beech Street, south for a distance of +/- 105 feet
TWO HOURS		
Arlyn Drive West	West	Starting at a point +/- 30 feet north of the north curbline of Merrick Road, north for a distance of +/- 57 feet
Block Boulevard	East	Starting at a point +/- 40 feet north of the north curbline of Bertha Lane, north for a distance of +/- 245 feet
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of Pennsylvania Avenue, north to a point +/- 30 feet south of the south curbline of Ohio Avenue
Broadway	West	Starting at a point +/- 38 feet north of the north curbline of Boston Avenue, north to a point +/- 30 feet south of the south curbline of Massachusetts Avenue
Central Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Grand Avenue, south to a point +/- 30 feet north of the north curbline of Veterans Boulevard
Haight Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Merrick Road, south for a distance of +/- 70 feet
Lake Street	South	Starting at the east curbline of Locks Boulevard, east for a distance of +/- 220 feet
Merrick Road	North	Starting at a point +/- 235 feet east of a point opposite the west curbline of Alhambra Road, east for a distance of +/- 235 feet
Merrick Road	North	Starting at a point +/- 123 feet east of the east curbline of Forest Avenue, east for a distance of +/- 38 feet

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
Merrick Road	North	Starting at a point +/- 195 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Merrick Road	North	Starting at a point +/- 212 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Merrick Road	North	Starting at a point +/- 229 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Merrick Road	North	Starting at a point +/- 246 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Merrick Road	North	Starting at a point +/- 263 feet east of the east curbline of Forest Avenue, east for a distance of +/- 17 feet
Merrick Road	North	Starting at a point +/- 280 feet east of the east curbline of Forest Avenue, east for a distance of +/- 33 feet
Merrick Road	North	Starting at a point +/- 313 feet east of the east curbline of Forest Avenue, east for a distance of +/- 28 feet
Merrick Road	North	Starting at a point +/- 94 feet west of the west curbline of Forest Avenue, west for a distance of +/- 540 feet
Merrick Road [Added 7-12-2022 by L.L. No. 7-2022]	North	Starting at a point +/- 20 feet east of the east curbline of Harrison Avenue, east for a distance of +/- 30 feet
Merrick Road	North	Starting at a point +/- 30 feet east of the east curbline of Unqua Road, east for a distance of +/- 113 feet
Merrick Road	South	Starting at a point +/- 321 feet west of the west curbline of Division Avenue, west to a point +/- 80 feet east of the east curbline of Forest Avenue
Merrick Road	South	Starting at the west curbline of Haight Avenue, west for a distance of +/- 127 feet
Merrick Road	South	Starting at a point +/- 213 feet west of the west curbline of Unqua Road, west for a distance of +/- 52 feet

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
Merrick Road	South	Starting at a point +/- 268 feet west of the west curbline of Unqua Road, west for a distance of +/- 285 feet
Merrick Road	South	Starting at a point +/- 153 feet east of the east curbline of West Shore Road, east for a distance of +/- 75 feet
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Virginia Avenue, south for a distance of +/- 155 feet
Oakley Avenue	East	Starting at the north curbline of Major Road, north for a distance of +/- 235 feet
Oakley Avenue	West	Starting at the north curbline of Major Road, north for a distance of +/- 200 feet
Ocean Avenue	East	Starting at the north curbline of New York Avenue, north for a distance of +/- 80 feet
Ocean Avenue	East	Starting at a point +/- 25 feet north of the north curbline of Veterans Boulevard, north for a distance of +/- 237 feet
Ocean Avenue	West	Starting at the north curbline of New York Avenue, north for a distance of +/- 75 feet
Ocean Avenue	West	Starting at a point +/- 25 feet north of the north curbline of Veterans Boulevard, north to the south curbline of New York Avenue
Parkhill Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Broadway, east for a distance of +/- 40 feet
Veterans Boulevard	North	Starting at the west curbline of Broadway, west to the east curbline of Central Avenue
Veterans Boulevard	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 160 feet
Veterans Boulevard	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 100 feet
8:30 A.M. TO 4:00 A.M.		
Broadway	West	Starting at the south curbline of Grand Avenue, south to the north curbline of Veterans Boulevard
THREE HOURS		

Section 233-167, Limited Parking Zones**MASSAPEQUA**

Street	Side	Location
Glen Road	East	Starting at a point +/- 40 feet north of the north curbline of Merrick Road, to a point +/- 125 feet north of the north curbline of Merrick Road
Glen Road	West	Starting at a point +/- 40 feet north of the north curbline of Merrick Road, north to a point +/- 125 feet north of the north curbline of Merrick Road
Merrick Road	North	Starting at a point +/- 40 feet east of the east curbline of Glen Road, east to a point +/- 30 feet west of the west curbline of Redwood Drive

Section 233-167, Limited Parking Zones**OYSTER BAY**

Street	Side	Location
FIFTEEN MINUTES		
East Roadway of Town of Oyster Bay Parking Field O-5	North	Starting at a point +/- 40 feet west of the west curbline of South Street, west for a distance of +/- 48 feet
Shore Avenue	North	Starting at the west curbline of Audrey Avenue, west to the east curbline of Audrey Avenue Spur
NINETY MINUTES		
Florence Avenue	East	Starting at a point +/- 30 feet north of the north curbline of East Main Street, north for a distance of +/- 270 feet
Florence Avenue	West	Starting at a point +/- 30 feet north of the north curbline of East Main Street, north for a distance of +/- 270 feet
MONDAY TO FRIDAY		
East Main Street	North	Starting at a point +/- 13 feet from the west curbline of Florence Avenue, west for a distance of +/- 78 feet
East Main Street	North	Starting at a point +/- 178 feet west of the west curbline of Florence Avenue, west for a distance of +/- 35 feet
TWO HOURS		
Burtis Avenue	North	Starting at a point +/- 35 feet east of the east curbline of South Street, east to the west curbline of Kellogg Street

Section 233-167, Limited Parking Zones**OYSTER BAY**

Street	Side	Location
West Main Street	North	Starting at a point opposite the west curbline of Lexington Avenue, west to a point +/- 100 feet east of a point opposite the east curbline of Underhill Avenue

Section 233-167, Limited Parking Zones**PLAINVIEW**

Street	Side	Location
FIFTEEN MINUTES		
Newtown Road	East	Starting at a point +/- 518 feet north of the north curbline of Old Country Road, north for a distance of +/- 230 feet
THIRTY MINUTES		
Michael Court	East	Starting at the south curbline of Fairchild Avenue, south to its dead end
Michael Court	West	Starting at the south curbline of Fairchild Avenue, south to its dead end
ONE HOUR		
Old Bethpage Road	East	From Burbank Place, north to Palo Alto Drive
Old Country Road	South	Starting at a point +/- 95 feet east of the east curbline of Barnum Avenue, east for a distance of +/- 75 feet
Summit Street	West	From a point +/- 50 feet north of the north curbline of Sunnyside Boulevard, north to the south curbline of Summit Court
EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
South Gate	East	Old Country Road and Cranford Road

Section 233-167, Limited Parking Zones**SYOSSET**

Street	Side	Location
ONE HOUR		
Avon Court	South	Starting at the west curbline of South Oyster Bay Road, west for a distance of +/- 94 feet

Section 233-167, Limited Parking Zones**SYOSSET**

Street	Side	Location
TWO HOURS		
Church Street	North	Starting at a point +/- 40 feet west of the west curbline of Berryhill Road, west for a distance of +/- 168 feet
Jackson Avenue	West	Starting at a point +/- 30 feet west of the west curbline of Willis Avenue, west for a distance of +/- 75 feet
Underhill Boulevard	North	Starting at a point +/- 112 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 332 feet
Underhill Boulevard	South	Starting at a point +/- 94 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 350 feet

Section 233-167, Limited Parking Zones**WOODBURY**

Street	Side	Location
THIRTY MINUTE PARKING		
Woodbury Road	East	Starting at the north curbline of the driveway of 300 Woodbury Road, north for a distance of +/- 70 feet

§ 233-168. Limited parking zones on certain days and hours established; signposted.

The following locations are hereby established as limited parking zones on the days and hours designated in this section, and for the length of time designated in this section, which limited parking zones shall be appropriately signposted:

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
ON SUNDAY ONLY		
8:00 A.M. TO 12:00 NOON		
Broadway	East	Starting at a point +/- 25 feet north of the north curbline of Central Avenue, north for a distance of +/- 125 feet
FIFTEEN MINUTES		
Stewart Avenue	West	Starting at a point +/- 275 feet south of the south curbline of Burkhardt Avenue, south for a distance of +/- 253 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
EXCEPT SATURDAYS AND SUNDAYS		
6:30 A.M. TO 6:30 P.M.		
Seaman Avenue	East	Starting at the east curbline of the south parking lot entrance/exit, north to the end of the school property line (in front of No. 45), a distance of +/- 195 feet
THIRTY MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Central Avenue	North	Starting at a point +/- 15 feet east of the east curbline of Park Avenue, east for a distance of +/- 151 feet
Park Avenue	East	Starting at the north curbline of Central Avenue, north for a distance of +/- 120 feet
Park Avenue	West	Starting at a point +/- 128 feet north of the north curbline of Central Avenue, north for a distance of +/- 238 feet
8:00 A.M. TO 6:00 P.M.		
Powell Avenue	South	Starting at a point +/- 25 feet east of the east curbline of Broadway, east for a distance of +/- 85 feet
ONE HOUR		
ON ANY DAY		
Baldwin Place	North	Starting at a point +/- 30 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 305 feet
Stewart Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Burkhardt Avenue, south for a distance of +/- 245 feet
Stewart Avenue	West	Starting at the north curbline of Railroad Avenue, north to the south curbline of Grant Avenue
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Broadway	East	Starting at a point +/- 25 feet north of the north curbline of Central Avenue, north for a distance of +/- 234 feet
Broadway	East	Starting at a point +/- 355 feet north of the north curbline of Central Avenue, north for a distance of +/- 80 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of Seaman Avenue, north for a distance of +/- 312 feet
Broadway	West	Starting at a point +/- 38 feet north of the north curbline of Baldwin Place, north for a distance of +/- 69 feet
Broadway	West	Starting at a point +/- 26 feet north of the north curbline of Central Avenue, north for a distance of +/- 222 feet
Broadway	West	Starting at a point +/- 340 feet north of the north curbline of Central Avenue, north for a distance of +/- 282 feet
8:00 A.M. TO 6:00 P.M.		
Benkert Street	North	Starting at a point +/- 25 feet west of the west curbline of Broadway, west for a distance of +/- 90 feet
Broadway	East	Starting at the north gate of the Long Island Railroad, north for a distance of +/- 88 feet
Broadway	East	Starting at a point +/- 25 feet south of the south curbline of Powell Avenue, south for a distance of +/- 67 feet
Broadway	East	Starting at a point +/- 168 feet south of the south curbline of Powell Avenue, south to a point +/- 45 feet north of the north curbline of Nibbe Lane
Broadway	West	Starting at a point +/- 26 feet north of the north curbline of Benkert Street, north for a distance of +/- 118 feet
Broadway	West	Starting at a point +/- 26 feet north of the north curbline of Washington Street, north for a distance of +/- 166 feet
8:00 A.M. TO 8:00 P.M.		
Stewart Avenue	West	Starting at a point +/- 60 feet south of the south curbline of Grant Street, south to the north curbline of Railroad Avenue
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Park Avenue	West	Starting at a point +/- 60 feet south of the south curbline of Baldwin Place, south for a distance of +/- 142 feet
8:00 A.M. TO 4:00 P.M.		
Nibbe Lane	North	Starting at a point +/- 30 feet southeast of the east curbline of Broadway, southeast and then east, following the curvature of the roadway, for a distance of +/- 240 feet
Stewart Avenue	East	Starting at a point +/- 55 feet north of the north curbline of Cherry Avenue, north for a distance of +/- 200 feet
TWO HOURS		
ON ANY DAY		
4:00 A.M. TO 8:00 P.M.		
School Street	North	Starting at the east curbline of Railroad Avenue, east to the west curbline of Benjamin Street
School Street	South	Starting at the east curbline of Railroad Avenue, east to a point opposite the west curbline of Benjamin Street
7:00 A.M. TO 7:00 P.M.		
Railroad Avenue	North	Starting at the west curbline of Broadway, west to the east curbline of the entrance into Town of Oyster Bay Commuter Parking Field B-4
Railroad Avenue	North	Starting at the south curbline of Grant Street, southeast to the west curbline of Stewart Avenue
ON ANY DAY EXCEPT SUNDAYS		
Park Avenue	West	Starting at a point +/- 145 feet south of the south curbline of Central Avenue, south for a distance of +/- 45 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
AT ANY TIME		
Stewart Avenue	West	Starting at the north curbline of Kearney Avenue, north to the south curbline of Steuben Avenue
7:00 A.M. TO 7:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Broadway	West	Starting at a point +/- 50 feet south of the south curbline of Central Avenue, south for a distance of +/- 285 feet
10:00 A.M. TO 4:00 P.M.		
Jackson Avenue	North	Starting at the east curbline of North Sheridan Avenue, east for a distance of +/- 370 feet
Jackson Avenue	South	Starting at the east curbline of North Sheridan Avenue, east for a distance of +/- 460 feet
Lee Avenue	North	Starting at the east curbline of North Sheridan Avenue, east for a distance of +/- 455 feet
Lee Avenue	South	Starting at the east curbline of North Sheridan Avenue, east for a distance of +/- 615 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
South First Street	East	Starting at a point +/- 20 feet north of the north curbline of Burkhardt Avenue, north to the south curbline of Grant Street
South First Street	East	Starting at the north curbline of Railroad Avenue, north to a point +/- 20 feet south of the south curbline of Burkhardt Avenue
South First Street	West	Between Burkhardt Avenue and Grant Avenue
South First Street	West	Starting at a point +/- 30 feet north of the north curbline of Railroad Avenue, north to a point +/- 20 feet south of the south curbline of Burkhardt Avenue
Burkhardt Avenue	North	Starting from the east curbline of South Third Street, east to the west curbline of South Second Street
Lafayette Avenue	North and South	From Stewart Avenue, west to Pershing Avenue
Lafayette Avenue	South	Starting from the west curbline of North Pershing Avenue, west to the east curbline of North Sheridan Avenue
Railroad Avenue	North	Starting at the west curbline of South First Street, west to the east curbline of South Second Street
Railroad Avenue	North	Starting at the west curbline of South Second Street, west to the south curbline of Burkhardt Avenue
Railroad Avenue	North	Starting at the west curbline of South Fourth Street, west to the east curbline of South Fifth Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Railroad Avenue	South	Starting at a point located +/- 50 feet west of the west curbline of Stewart Avenue, west to a point located directly opposite the west curbline of South Second Street
Steuben Avenue	North	From Stewart Avenue, west to Pershing Avenue
8:00 A.M. TO 5:00 P.M.		
South Pershing Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 78 feet
10:00 A.M. TO 4:00 P.M.		
North Sheridan Avenue	East	Starting at a point located +/- 25 feet north of the north curbline of Lafayette Avenue, north to a point located +/- 25 feet south of the south curbline of Lee Avenue
North Sheridan Avenue	East	Starting at a point located +/- 20 feet north of the north curbline of Lee Avenue, north to a point located +/- 25 feet south of the south curbline of Jackson Avenue
North Sheridan Avenue	East	Starting at a point located +/- 25 feet north of the north curbline of Jackson Avenue, north to its northernmost termination (dead end)
North Sheridan Avenue	West	Starting at a point opposite the south curbline of Lafayette Avenue, north to its northernmost termination (dead end)
FOUR HOURS		
7:00 A.M. TO 7:00 P.M.		
North Pershing Avenue	East	Starting at the north curbline of Kearney Avenue, north for a distance of +/- 60 feet
North Pershing Avenue	West	Starting at a point across from the north curbline of Kearney Avenue, north for a distance of +/- 50 feet and south for a distance of +/- 60 feet
EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Kearney Avenue	North	Starting at a point +/- 132 feet west of the west curbline of Stewart Avenue, west to a point +/- 30 feet east of the east curbline of North Pershing Avenue
Kearney Avenue	South	Starting at a point +/- 188 feet east of the east curbline of Pershing Avenue, east to the south curbline of Stewart Avenue
8:00 A.M. TO 6:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Broadway	West	Starting at a point +/- 90 feet north of the north curbline of Railroad Avenue, north for a distance of +/- 228 feet
North Pershing Avenue	East	Starting at the south curbline of Lafayette Avenue, south to the north curbline of Steuben Avenue
North Pershing Avenue	West	Starting at the south curbline of Lafayette Avenue, south to a point opposite the north curbline of Steuben Avenue

EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS**AT ANY TIME**

Stewart Avenue	West	Starting at a point +/- 55 feet north of the north curbline of Kearney Avenue, north for a distance of +/- 40 feet
Stewart Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Steuben Avenue, south for a distance of +/- 41 feet

7:00 A.M. TO 7:00 P.M.

North Pershing Avenue	West	Starting at a point +/- 77 feet north of the north curbline of Central Avenue, north for a distance of +/- 75 feet
North Pershing Avenue	West	Starting at a point +/- 77 feet south of the south curbline of Central Avenue, south for a distance of +/- 75 feet

8:00 A.M. TO 4:00 P.M.

South First Street	East	Starting at the north curbline of Grant Avenue, north for a distance of +/- 55 feet
South First Street	West	Starting at the south curbline of Burkland Avenue, south for a distance of +/- 306 feet
South First Street	West	Starting at a point +/- 30 feet north of the north curbline of Railroad Avenue, north for a distance of +/- 214 feet
South Second Street	West	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 288 feet
South Third Street	East	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 288 feet
South Third Street	West	Starting at the north curbline of Burkhardt Avenue, north for a distance of +/- 108 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Burkhardt Avenue	North	Starting at a point +/- 74 feet west of the west curbline of South First Street, west for a distance of +/- 132 feet
Burkhardt Avenue	North	Starting at the west curbline of South Third Street, west to the east curbline of Railroad Avenue
Burkhardt Avenue	North	Starting at a point +/- 30 feet west of the intersection of Stewart Avenue, west to a point +/- 30 feet east of the intersection of South First Street
Burkhardt Avenue	South	Starting at a point +/- 125 feet west of the west curbline of South First Street, west for a distance of +/- 30 feet
Burkhardt Avenue	South	Starting at the west curbline of South Second Street, west to the east curbline of Railroad Avenue
Burkhardt Avenue	South	Starting at a point +/- 95 feet west of the west curbline of Stewart Avenue, west to the east curbline of South First Street
Grant Avenue	North	Starting at the west curbline of South First Street, west for a distance of +/- 45 feet
Grant Avenue	North	Starting at the west curbline of South Fourth Street, west for a distance of +/- 47 feet
Lafayette Avenue	North	Starting at the east curbline of North Sheridan Avenue, east for a distance of +/- 111 feet
North Sheridan Avenue	East	Starting at a point +/- 322 feet north of the north curbline of Central Avenue, north for a distance of +/- 182 feet
North Sheridan Avenue	West	Starting at a point +/- 173 feet north of the north curbline of Central Avenue, north for a distance of +/- 62 feet
North Sheridan Avenue	West	Starting at a point +/- 332 feet north of the north curbline of Central Avenue, north for a distance of +/- 304 feet
North Sheridan Avenue	West	Starting at a point opposite the south curbline of Lafayette Avenue, north for a distance of +/- 53 feet
11:00 A.M. TO 5:00 P.M.		
Broadway [Added 7-12-2022 by L.L. No. 7-2022]	West	Starting at a point +/- 300 feet south of the south curbline of Burkhardt Avenue, south for a distance of +/- 79 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**BETHPAGE**

Street	Side	Location
Broadway	West	Starting at a point +/- 379 feet south of the south curbline of Burkhardt Avenue, south for a distance of +/- 43 feet
Burkhardt Avenue	North	Starting at a point +/- 126 feet west of the north curbline of Broadway, west for a distance of +/- 484 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**FARMINGDALE**

Street	Side	Location
ONE HOUR		
ON ANY DAY		
7:00 A.M. TO 10:00 P.M.		
Main Street	East	Starting at a point +/- 20 feet south of the south curbline of Marion Street, south for a distance of +/- 86 feet
ON ANY DAY EXCEPT SUNDAY		
Main Street	West	Starting at a point +/- 24 feet south of the south curbline of Fallwood Parkway, south for a distance of +/- 31 feet
7:00 A.M. TO 7:00 P.M.		
Fallwood Parkway	South	Starting at a point +/- 30 feet west of the west curbline of Main Street, west for a distance of +/- 96 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
Merritts Road	West	Starting at a point +/- 310 feet north of a point opposite the north curbline of Motor Avenue, north for a distance of +/- 62 feet
ON SCHOOL DAYS		
8:00 A.M. TO 3:00 P.M.		
Midwood Avenue	West	Starting at a point +/- 40 feet north of the north curbline of Lincoln Street, north for a distance of +/- 248 feet
Midwood Avenue	West	Starting at the north curbline of Lincoln Street, north for a distance of +/- 250 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**FARMINGDALE**

Street	Side	Location
TWO HOURS		
EXCEPT SUNDAYS		
7:00 A.M. TO 10:00 P.M.		
Main Street	West	Starting at a point +/- 96 feet south of the south curbline of Fallwood Parkway, south for a distance of +/- 96 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**GLENHEAD**

Street	Side	Location
ONE-HALF-HOUR PARKING		
7:00 A.M. TO 7:00 P.M.		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Glen Head Road	South	Starting at the west curbline of Sheppard Street, west for a distance of +/- 55 feet
FORTY-FIVE MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Maple Place	East	Starting at a point +/- 30 feet south of the south curbline of Glen Head Road, south to a point +/- 30 feet north of the north curbline of Walnut Street
ONE HOUR		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
6:00 A.M. TO 6:00 P.M.		
Glen Cove Avenue	West	Starting at a point +/- 132 feet south of the south curbline of Glenwood Road, south for a distance of +/- 84 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**GLENHEAD**

Street	Side	Location
Glen Cove Avenue	West	Starting at a point +/- 145 feet north of the north curbline of Smith Street, north for a distance of +/- 144 feet
Walnut Street	North and South	Starting at a point +/- 150 feet from the east curbline of Glen Cove Avenue, east for a distance of +/- 100 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Dumond Place	East	Starting at a point +/- 240 feet north of the north curbline of Glen Head Road, north to a point +/- 50 feet south of the south curbline of Robert Lane
Dumond Place	West	Starting at a point +/- 205 feet north of the north curbline of Glen Head Road, north for a distance of +/- 340 feet
8:00 A.M. TO 8:00 P.M.		
Townsend Street	North	Starting at a point +/- 143 feet west of the west curbline of Glen Cove Avenue, west for a distance of +/- 94 feet
Townsend Street	North	Starting at a point +/- 320 feet west of the west curbline of Glen Cove Avenue, west for a distance of +/- 85 feet
Townsend Street	North	Starting at a point opposite and +/- 34 feet east of the east curbline of Knoll Lane, east for a distance of +/- 70 feet
Townsend Street	South	Starting at a point +/- 30 feet west of the west curbline of Glen Cove Avenue, west for a distance of +/- 308 feet
Townsend Street	South	Starting at a point +/- 182 feet east of the east curbline of Knoll Lane, east for a distance of +/- 55 feet
NINETY MINUTES		
ON ANY DAY EXCEPT SUNDAYS OR HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Glen Head Road	North	Starting at a point +/- 30 feet east of the east curbline of Magnolia Place, east to a point +/- 30 feet west of the west curbline of Dumond Place

Section 233-168, Limited Parking Zones on Certain Days and Hours**GLENHEAD**

Street	Side	Location
Glen Head Road	North	Starting at the west curbline of Magnolia Place, west to a point +/- 30 feet east of Roosevelt Street
Glen Head Road	South	Starting at a point +/- 58 feet east of Glen Cove Avenue, east to a point +/- 30 feet west of the west curbline of Oaklawn Avenue
Glen Head Road	South	Starting at a point +/- 30 feet east of the east curbline of Oaklawn Avenue, east to a point +/- 30 feet west of the west curbline of Maple Place
Maple Place	West	Starting at a point +/- 30 feet south of the south curbline of Glen Head Road, south to a point +/- 30 feet north of the north curbline of Walnut Street
Oaklawn Avenue	West	Starting at a point +/- 40 feet south of the south curbline of Glen Head Road, south for a distance of +/- 50 feet
Railroad Avenue	East	Between Glen Head Road and School Street (Orchard Street), from a point approximately +/- 23 feet from the north side of Orchard Street, north for a distance of +/- 137 feet

7:00 A.M. TO 5:00 P.M.

Glen Head Road	North	Starting at a point +/- 30 feet west of the west curbline of Roosevelt Street, west for a distance of +/- 88 feet
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TWO HOURS**ON ANY DAY**

4:00 A.M. TO 8:00 P.M.

School Street	North	Starting at the east curbline of Railroad Avenue, east to the west curbline of Benjamin Street
School Street	South	Starting at the east curbline of Railroad Avenue, east to the western most entrance to Glen Head Elementary School
School Street	South	Starting at a point opposite the east curbline of Benjamin Street, east to the eastern most property line of the Glen Head Elementary School property

EXCEPT, SATURDAYS, SUNDAYS AND HOLIDAYS

Oaklawn Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Locust Avenue, south for a distance of +/- 90 feet
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Section 233-168, Limited Parking Zones on Certain Days and Hours**GLENWOOD LANDING**

Street	Side	Location
FIFTEEN MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 6:00 P.M.		
Glenwood-Glen Head Road	North	Starting at the west line of the present existing Glenwood Landing Post Office building, and extending easterly along the northerly side of the road +/- 75 feet
ONE HOUR		
8:00 A.M. TO 6:00 P.M.		
Glenwood Road	North	Starting at a point +/- 68 feet west of the west curbline of Kissam Lane, west for a distance of +/- 98 feet
9:00 A.M. TO 6:00 P.M.		
Glenwood Road	South	Starting at a point +/- 30 feet east of the east curbline of School House Hill Road, east for a distance of +/- 124 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**GREENVALE**

Street	Side	Location
TWO HOURS		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 5:00 P.M.		
Plaza Road	East	Starting at the south curbline of Station Road, south to the Town of Oyster Bay Line

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Foran Place	East	Starting at the north curbline of Thorman Avenue, north to Lenox Avenue
FIFTEEN MINUTES		
ON ANY DAY EXCEPT SUNDAYS		
8:00 A.M. TO 6:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Woodbury Road	North	Starting at a point +/- 274 feet west of the west curbline of Bethpage Road, west for a distance of +/- 79 feet
THIRTY MINUTES		
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 4:00 P.M.		
West Nicholai Street	South	Starting at a point +/- 50 feet west of the west curbline of Broadway, west for +/- 104 feet
ONE HOUR		
ON ANY DAY		
8:00 A.M. TO 6:00 P.M.		
Barter Lane	South	Starting at a point +/- 118 feet east of the east curbline of Newbridge Road, east for a distance of +/- 220 feet
8:00 A.M. TO 8:00 P.M.		
Woodbury Road	North	Starting +/- 40 feet east of the east curbline of Max Avenue, east to a point +/- 60 feet west of the west curbline of Charles Avenue
ON ANY DAY EXCEPT SUNDAYS		
Woodbury Road	South	Starting at a point +/- 144 feet west of the west curbline of Harding Avenue, west for a distance of +/- 33 feet
8:00 A.M. TO 4:00 P.M.		
Duffy Avenue	South	Starting at a point +/- 75 feet east of the east curbline of Lawrence Court, east for a distance of +/- 400 feet
Duffy Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Po Lane, east to a point +/- 50 feet west of the west curbline of Loretta Lane
Lawrence Court	East	Starting at a point +/- 68 feet south of the south curbline of Duffy Avenue, south for a distance of +/- 240 feet
Lawrence Court	West	Starting at a point +/- 65 feet south of the south curbline of Duffy Avenue, south for a distance of +/- 330 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
West Nicholai Street	South	Starting at a point +/- 154 feet west of the west curbline of Broadway, west for a distance of +/- 68 feet
8:00 A.M. TO 6:00 P.M.		
Old Country Road	North	Starting at a point +/- 50 feet west of the west curbline of Railroad Lane, west to a point +/- 50 feet east of the east curbline of Richard Street
Old Country Road	South	Starting at a point +/- 70 feet east of Frevert Place, east to a point +/- 200 feet west of the west curbline of Broadway
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 8:00 P.M.		
Woodbury Road	North	Starting at a point +/- 280 feet east of the east curbline of Bay Avenue, east to Park Avenue
Wyckoff Street	East	Starting at a point +/- 50 feet south of the south curbline of James Street, south to a point +/- 50 feet north of the north curbline of West John Street
Wyckoff Street	West	Starting at a point +/- 50 feet south of the south curbline of James Street, south to a point +/- 50 feet north of the north curbline of West John Street
8:00 A.M. TO 6:00 P.M.		
Third Street	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 100 feet
Bay Avenue	West	Starting at the south curbline of Heitz Place to the north curbline of East Marie Street
Duffy Avenue	North	Starting at a point opposite a point +/- 102 feet east of the east curbline of Underhill Avenue, east for a distance of +/- 650 feet
Duffy Avenue	South	Starting at a point +/- 234 feet east of the east curbline of Underhill Avenue, east for a distance of +/- 1,158 feet
Kraemer Street		Between East Cherry Street and East Nicholai Street
Old Country Road	North	Starting at a point +/- 80 feet east of the east curbline of West Carl Street, east to a point +/- 75 feet west of the west curbline of Broadway
William Street	Either	Starting at the north curbline of West John Street to James Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Woodbury Road	South	Starting at the east curbline of Bay Avenue, east for a distance of +/- 138 feet

8:00 A.M. TO 8:00 P.M.

William Street	West	Starting at a point +/- 24 feet south of the southerly curbline of Mid-Island Plaza Parking Field, south for a distance of +/- 134 feet
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ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

AT ANY TIME

East Marie Street	North	Starting at a point +/- 120 feet east of the east curbline of Bay Avenue, east to the west curbline of Harrison Avenue
Sackett Street	East	Starting at the north curbline of West Barclay Street, north to the south curbline of West John Street
Sackett Street	West	Starting at the north curbline of James Street, north to the termination of Sackett Street
Sackett Street	West	Starting at the north curbline of West Barclay Street, north to the south curbline of West John Street
Sackett Street	West	Starting at a point +/- 114 feet north of the southernmost curbline of the dead end, north for a distance of +/- 45 feet

7:00 A.M. TO 7:00 P.M.

Bay Avenue	East	Starting at the south curbline of Heitz Place, south to the north curbline of East Marie Street
Bay Avenue	West	Starting at a point +/- 110 feet south of the south curbline of Heitz Place, south to the north curbline of East Marie Street
Duffy Avenue	South	Starting at the east curbline of Suggs Lane, east to the west curbline of Po Lane
Heitz Place	South	Starting at the west curbline of Bay Avenue, west for a distance of +/- 90 feet
Loretta Lane	East	Starting at the north curbline of West Marie Street, north to the south curbline of Duffy Avenue
Loretta Lane	East	Starting at the north curbline of West Nicholai Street to the south curbline of West Marie Street to the south curbline of Duffy Avenue
Loretta Lane	West	Starting at the north curbline of West Nicholai Street to the south curbline of Duffy Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Twin Lawns Avenue	East	Starting at a point +/- 16 feet north of the north curbline of Bethpage Road, north for a distance of +/- 128 feet
8:00 A.M. TO 5:00 P.M.		
Bethpage Road	West	Starting at a point +/- 54 feet north of a point opposite the north curbline of Midland Avenue, north for a distance of +/- 68 feet
8:00 A.M. TO 6:00 P.M.		
East Cherry Street	South	Starting at the east curbline of Kraemer Street, east for a distance of +/- 100 feet
East Marie Street	South	Starting at a point +/- 84 feet west of the west curbline of East Cherry Street, west for a distance of +/- 302 feet
Kraemer Street	East	Starting at the south curbline of East Cherry Street, south for a distance of +/- 100 feet
Sackett Street	East	Starting at a point +/- 288 feet south of the south curbline of James Street, south to the termination of Sackett Street
Sackett Street	West	Starting at the southernmost curbline of the dead end, north for a distance of +/- 114 feet
Sackett Street	West	Starting at a point +/- 159 feet north of the southernmost curbline of the dead end, north for a distance of +/- 64 feet
South Oyster Bay Road	West	Starting at the south curbline of Field Avenue, south for a distance of +/- 100 feet
9:00 A.M. TO 12:00 NOON		
East Cherry Street	West	Starting at the south curbline of Kraemer Street, south to the dead end termination
MONDAY THROUGH FRIDAY		
West Marie Street	South	Starting at a point +/- 40 feet west of the west curbline of Broadway, west for a distance of +/- 45 feet
ON SCHOOL DAYS		
8:00 A.M. TO 5:00 P.M.		
Frevert Place	East	Starting at the south curbline of First Street, south to a point +/- 30 feet north of the north curbline of Second Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Frevert Place	East	Starting at a point +/- 30 feet south of the south curbline of Old Country Road, south to the north curbline of First Street
Jerusalem Avenue	West	Starting at the north curbline of Second Street, north to a point +/- 100 feet south of the south curbline of Old Country Road
Jerusalem Avenue	West	Starting at a point +/- 100 feet south of the south curbline of Old Country Road, south to the north curbline of Second Street

NINETY MINUTES**ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS****9:00 A.M. TO 5:00 P.M.**

Jerusalem Avenue	East	Starting at the north curbline of Fifth Street, north for a distance of +/- 102 feet
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TWO HOURS**ON ANY DAY**

Cherry Street	North	Starting at a point +/- 75 feet west of the west curbline of South Broadway, (NYS Route 107), west for a distance of +/- 53 feet
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7:00 A.M. TO 7:00 P.M.

New South Road	East	Starting at a point +/- 90 feet north of the north curbline of Hazel Street, north for a distance of +/- 288 feet
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8:00 A.M. TO 6:00 P.M.

Moore Place	North	Starting at a point +/- 30 feet west of the west curbline of Holman Boulevard, west to the east curbline of Burns Avenue
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9:00 A.M. TO 9:00 P.M.

West Cherry Street		Starting at a point +/- 50 feet east of the east curbline of Jerusalem Avenue, east to a point opposite the northwest curbline of Frederick Place
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ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS

West John Street	North	Starting at a point opposite the east curbline of Laurel Street, west for a distance of +/- 103 feet
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8:00 A.M. TO 6:00 P.M.

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
East Barclay Street	North	Starting at a point +/- 724 feet east of the east curbline of Broadway, east for a distance of +/- 200 feet
8:00 A.M. TO 7:00 P.M.		
Park Avenue	East	Starting at a point +/- 75 feet north of the north curbline of Old Country Road, north to the south curbline of Ray Street
9:00 A.M. TO 3:00 P.M.		
Fountain Street	East	Starting at a point +/- 76 feet south of the south curbline of Woodbury Road, south for a distance of +/- 112 feet
Fountain Street	West	Starting at a point +/- 101 feet south of the south curbline of Woodbury Road, south for a distance of +/- 79 feet
Fountain Street	West	Starting at a point +/- 242 feet south of the south curbline of Woodbury Road, south for a distance of +/- 29 feet
ON ANY DAY EXCEPT SUNDAYS		
Jerusalem Avenue	West	Starting at a point +/- 113 feet south of the south curbline of West Marie Street, south for a distance of +/- 112 feet
8:00 A.M. TO 6:00 P.M.		
East Barclay Street	North	Starting at a point +/- 60 feet east of the east curbline of Broadway, east to a point +/- 400 feet west of the west curbline of Bay Avenue
East Barclay Street	South	Starting at a point +/- 75 feet east of the east curbline of Broadway, east for a distance of +/- 290 feet
East Barclay Street	South	Starting at a point +/- 425 feet east of the east curbline of Broadway, east for a distance of +/- 220 feet
East Barclay Street	South	Starting at a point +/- 739 feet east of the east curbline of Broadway, east to a point +/- 300 feet west of the west curbline of Bay Avenue
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
AT ANY TIME		

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Maple Place	East	Starting at a point +/- 110 feet north of the north curbline of West John Street, north to a point +/- 90 feet south of the south curbline of James Street
West Barclay Street	North	Starting at a point +/- 225 feet west of the west curbline of Wyckoff Street, west to a point +/- 130 feet east of the east curbline of Marion Place
7:00 A.M. TO 7:00 P.M.		
Grand Avenue	East and West	Starting at the south curbline of Fourth Street, north for a distance of +/- 250 feet
Heitz Place	South	Starting at the east curbline of Town of Oyster Bay Field Number 11, east for a distance of +/- 200 feet
8:00 A.M. TO 4:00 P.M.		
First Street	North	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
First Street	South	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
Division Avenue	East	Starting at the south curbline of First Street, south for a distance of +/- 85 feet
East John Street	North	Starting at a point +/- 156 feet east of the east curbline of North Broadway, east to a point +/- 50 feet west of the west curbline of Bay Avenue
East John Street	South	Starting at a point +/- 170 feet east of the east curbline of North Broadway, east to a point +/- 50 feet west of the west curbline of Bay Avenue
James Street	North	Starting at a point +/- 50 feet east of the east curbline of Sackett Street, east for a distance of +/- 104 feet
James Street	North	Starting at a point +/- 50 feet east of the east curbline of Wyckoff Street, east to a point +/- 50 feet west of the west curbline of Sackett Street
James Street	North	Starting at a point +/- 50 feet west of the west curbline of Wyckoff Street, west to a point +/- 50 feet east of the west curbline of Maple Place
James Street	South	Starting at a point +/- 50 feet east of the east curbline of Maple Place, east to a point +/- 50 feet west of the west curbline of Strong Street
James Street	South	Starting at a point +/- 50 feet east of the east curbline of Sackett Street, east for a distance of +/- 50 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
James Street	South	Starting at a point +/- 50 feet east of the east curbline of Strong Street, east to a point +/- 50 feet west of the west curbline of Wyckoff Street
James Street	South	Starting at a point +/- 50 feet east of the east curbline of Wyckoff Street, east to a point +/- 50 feet west of the west curbline of Sackett Street
Kiwanis Place	East	Starting at a point +/- 50 feet north of the north curbline of James Street, north for a distance of +/- 145 feet
Kiwanis Place	West	Starting at a point +/- 50 feet north of the north curbline of James Street, north for a distance of +/- 145 feet
Milton Street	East	Starting at a point +/- 30 feet north of the north curbline of West John Street, north to Mangan Place
Milton Street	West	Starting at a point +/- 30 feet north of the north curbline of Byron Place, north for a distance of +/- 152 feet
Milton Street	West	Starting at a point +/- 30 feet south of the south curbline of Byron Place, south to a point +/- 73 feet north of the north curbline of West John Street
Strong Street	East	Starting at a point +/- 50 feet south of the south curbline of James Street, south for a distance of +/- 150 feet
Strong Street	West	Starting at a point +/- 50 feet south of the south curbline of James Street, south for a distance of +/- 150 feet
8:00 A.M. TO 6:00 P.M.		
Bay Avenue	East	Starting at +/- 192 feet north of the Long Island Railroad right-of-way, north to a point +/- 30 feet south of the south curbline of Lottie Avenue
Bay Avenue	West	Starting at the south curbline of Notre Dame Avenue, south to the north curbline of East John Street
East Carl Street	North	Starting at a point +/- 50 feet east of the east curbline of Broadway, east to the west curbline of Richard Street
East Carl Street	South	Starting at a point +/- 50 feet east of the east curbline of Broadway, east to the west curbline of Richard Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
East Cherry Street	North	Starting at the east curbline of Kraemer Street, east for a distance of +/- 130 feet
East Nicholai Street	South	Starting at the west curbline of Kraemer Street, west to the Long Island Railroad tracks
Emmet Place	East	Starting at a point +/- 30 feet south of the south curbline of Thorman Avenue, south to a point +/- 30 feet north of the north curbline of Notre Dame Avenue
Emmet Place	West	Starting at a point +/- 30 feet south of the south curbline of Thorman Avenue, south to a point +/- 30 feet north of the north curbline of Notre Dame Avenue
Foran Place	East	Starting at a point +/- 30 feet south of the south curbline of Thorman Avenue, south to a point +/- 30 feet north of the north curbline of Notre Dame Avenue
Harrison Avenue	Either	Starting at the south curbline of Herman Avenue, south to the north curbline of Lottie Avenue
Harrison Avenue	Either	Starting at the south curbline of Lottie Avenue, south to the dead end
Heitz Place	North	Starting at the east curbline of Bay Avenue, east to the west curbline of Harrison Avenue
Heitz Place	North	Starting at a point +/- 40 feet west of the west curbline of Bay Avenue, west for a distance of +/- 68 feet
Heitz Place	South	Starting at the east curbline of Bay Avenue, east to the west curbline of Harrison Avenue
Lottie Avenue	North	Starting at a point +/- 50 feet east of Bay Avenue, east to Park Avenue
Lottie Avenue	South	Starting at a point +/- 30 feet east of Bay Avenue, east to Park Avenue
Nelson Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Old Country Road, north to a point +/- 30 feet south of the south curbline of West Cherry Street
Nelson Avenue	East	Starting at a point +/- 30 feet north of the north curbline of West Cherry Street, north for a distance of +/- 106 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Nelson Avenue	East	Starting at a point +/- 186 feet north of the north curbline of West Cherry Street, north for a distance of +/- 153 feet
Nelson Avenue	West	Starting at a point +/- 30 feet south of the south curbline of West Cherry Street, south to a point +/- 30 feet north of the north curbline of Old Country Road
Nelson Avenue	West	Starting at a point +/- 50 feet south of the south curbline of West Marie Street, south to a point +/- 30 feet north of the north curbline of West Nicholai Street
Nelson Avenue	West	Starting at a point +/- 30 feet south of the south curbline of West Nicholai Street, south to a point +/- 30 feet north of the north curbline of West Cherry Street
Notre Dame Avenue	North	Starting at a point +/- 20 feet east of the east curbline of Emmet Place, east for a distance of +/- 170 feet
Notre Dame Avenue	North	Starting at a point +/- 20 feet east of the east curbline of Foran Place, east for a distance of +/- 178 feet
Notre Dame Avenue	North	Starting at a point +/- 20 feet east of the east curbline of Ormond Place, east for a distance of +/- 182 feet
Notre Dame Avenue	South	Starting at a point opposite the east curbline of Foran Place, east to a point +/- 30 feet west of the west curbline of Bay Avenue
Old Country Road	South	Starting at a point +/- 124 feet west of the west curbline of Apex Lane, west to a point +/- 70 feet east of the east curbline of the Wantagh Parkway northbound Exit Ramp
Ormond Place	East	Starting at a point +/- 30 feet south of the south curbline of Thorman Avenue, south to a point +/- 30 feet north of the north curbline of Notre Dame Avenue
Ormond Place	West	Starting at a point +/- 30 feet north of the north curbline of Notre Dame Avenue, north for a distance of +/- 190 feet
Park Avenue	West	Between the Long Island Railroad tracks and Waters Avenue
Thorman Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Bay Avenue, west to a point +/- 30 feet east of the east curbline of Emmet Place

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Thorman Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Desmond Place, west to a point +/- 30 feet east of the east curbline of North Broadway
Thorman Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Emmet Place, west to a point +/- 30 feet east of the east curbline of Ormond Place
Thorman Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Foran Place, east for a distance of +/- 90 feet
West Barclay Street	South	Starting at a point +/- 50 feet east of the east curbline of Newbridge Road, east to a point +/- 50 feet west of the west curbline of Jerusalem Avenue
West Cherry Street	North	Starting at a point +/- 50 feet east of the east curbline of Newbridge Road, east to a point +/- 30 feet west of the west curbline of Nelson Avenue
West Cherry Street	South	Starting at a point +/- 50 feet east of the east curbline of Newbridge Road, east to a point +/- 35 feet west of the west curbline of Nelson Avenue
8:00 A.M. TO 7:00 P.M.		
Bay Avenue	West	Starting at the south curbline of Heitz Place, south for a distance of +/- 30 feet
8:00 A.M. TO 9:00 P.M.		
McAlester Avenue	East	Starting at a point +/- 65 feet north of the north curbline of Old Country Road, north for a distance of +/- 404 feet
9:00 A.M. TO 5:00 P.M.		
Notre Dame Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Broadway, east for a distance of +/- 95 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Twin Lawns Avenue	West	Starting at a point +/- 20 feet north of the north curbline of Bethpage Road, north for a distance of +/- 80 feet
8:00 A.M. TO 4:00 P.M.		
Lenox Avenue	North	Starting at the west curbline of Bay Avenue, west to the east curbline of Foran Place
Lenox Avenue	South	Starting at the west curbline of Bay Avenue, west to the east curbline of Foran Place

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Old Country Road	North	Starting at a point +/- 195 feet west of the west curbline of Burkland Lane, west to a point +/- 45 feet east of the east curbline of Lee Place
Sackett Street	East	Starting at the south curbline of James Street, south for a distance of +/- 288 feet
Sackett Street	East	Starting at the south curbline of Mid-Island Plaza, south to the north curbline of James Street
Sackett Street	West	Starting at a point +/- 95 feet south of the south curbline of James Street, south for a distance of +/- 197 feet
Sackett Street	West	Starting at the south curbline of Mid-Island Plaza, south to the north curbline of James Street
Willoughby Avenue	North	Starting at the west curbline of Bay Avenue, west to the east curbline of Foran Place
Willoughby Avenue	North	Starting at a point +/- 120 feet east of the east curbline of North Broadway, east to the west curbline of Foran Place
Willoughby Avenue	South	Starting at the west curbline of Bay Avenue, west to the east curbline of Foran Place
Willoughby Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Foran Place, west for a distance of +/- 180 feet
8:00 A.M. TO 6:00 P.M.		
Division Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Old Country Road, north to a point +/- 30 feet south of the south curbline of West Cherry Street
Division Avenue	East	Starting at a point +/- 30 feet north of the north curbline of West Cherry Street, north to a point +/- 30 feet south of the south curbline of West Nicholai Street
Division Avenue	West	Starting at a point +/- 35 feet south of the south curbline of West Cherry Street, south to a point +/- 72 feet north of the north curbline of Old Country Road
Division Avenue	West	Starting at a point +/- 30 feet south of the south curbline of West Nicholai Street, south to a point +/- 30 feet north of the north curbline of West Cherry Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
East Nicholai Street	South	Starting at the west curbline of Kraemer Street, west to the west side of the Long Island Railroad Trestle
Emmett Place	Either	Between Notre Dame Avenue and Thorman Avenue
Herman Avenue	Either	Between Bay Avenue and Park Avenue
Midland Avenue	South	Starting at a point +/- 40 feet east of the east curbline of Bethpage Road, east to the termination of Midland Avenue
Midland Avenue	West	Starting at a point +/- 300 feet east and north of the east curbline of Bethpage Road, north to its termination
Notre Dame Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Broadway, east to a point opposite the east curbline of Foran Place
West Cherry Street	North	From a point +/- 30 feet west of the west curbline of Division Avenue, west to a point +/- 30 feet east of the east curbline of Nelson Avenue
West Cherry Street	South	Starting at a point +/- 30 feet east of the east curbline of Nelson Avenue, east for a distance of +/- 40 feet
West Cherry Street	South	Starting at a point +/- 130 feet east of the east curbline of Nelson Avenue, east for a distance of +/- 112 feet
West Nicholai Street	North	Starting at a point +/- 30 feet west of the west curbline of Jerusalem Avenue, west to a point +/- 30 feet east of the east curbline of Division Avenue
West Nicholai Street	South	Starting at a point +/- 30 feet west of the west curbline of Jerusalem Avenue, west to a point +/- 30 feet east of the curbline of Division Avenue

8:00 A.M. TO 7:00 P.M.

Charles Street	East	Starting at a point +/- 30 feet north of the north curbline of Old Country Road, north to the south curbline of Clinton Street
Henry Place	Both	Starting at the east curbline of Raymond Street, east to the west curbline of Park Avenue
Park Avenue	East	Starting at the north curbline of Old Country Road, north to the south curbline of Terrace Place
Park Avenue	West	Starting at the north curbline of Henry Place, north to a point opposite the south curbline of Terrace Place

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Park Avenue	West	Starting at a point +/- 120 feet north of the north curbline of Old Country Road, north for a distance of +/- 90 feet
Raymond Street	West	Starting at a point +/- 35 feet north of the north curbline of Old Country Road, north to the south curbline of Clinton Street
Underhill Avenue	East	Starting at a point +/- 50 feet north of the north curbline of West Marie Street, north to a point +/- 30 feet south of the south curbline of Duffy Avenue
Underhill Avenue	West	Starting at a point +/- 50 feet north of the north curbline of West Marie Street, north to a point +/- 40 feet south of the south curbline of Duffy Avenue
West Marie Street	North	Starting at a point +/- 30 feet east of the east curbline of Nelson Avenue, east to a point +/- 50 feet west of the west curbline of Jerusalem Avenue
West Marie Street	North	Starting at a point +/- 50 feet west of the west curbline of Newbridge Road, west to a point +/- 30 feet east of the east curbline of Underhill Avenue
West Marie Street	South	Starting at a point +/- 30 feet east of the east curbline of Division Avenue, east for a distance of +/- 120 feet
West Marie Street	South	Starting at a point +/- 50 feet west of the west curbline of Newbridge Road, west to a point +/- 30 feet east of the east curbline of Underhill Avenue
West Nicholai Street	East	Starting at a point +/- 25 feet south of the south curbline of Duffy Avenue, south for a distance of +/- 475 feet
West Nicholai Street	North	Starting at a point +/- 30 feet west of the west curbline of Morgan Street, west for a distance of +/- 85 feet
West Nicholai Street	North	Starting at a point +/- 50 feet west of the west curbline of Newbridge Road, west to a point +/- 30 feet east of the east curbline of Morgan Street
West Nicholai Street	South	Starting at a point +/- 20 feet west of the west curbline of Morgan Street, west for a distance of +/- 80 feet
West Nicholai Street	South	Starting at a point +/- 50 feet west of the west curbline of Newbridge Road, west to a point +/- 30 feet east of the east curbline of Morgan Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
West Nicholai Street	West	Starting at a point +/- 25 feet south of the south curbline of Duffy Avenue, south for a distance of +/- 475 feet
10:00 A.M. TO 4:00 P.M.		
Bay Avenue	East	From Heitz Place to Woodbury Road
Bay Avenue	East	From the Long Island Railroad right-of-way, north for a distance of +/- 132 feet
Bay Avenue	East	Starting at a point +/- 192 feet north of the Long Island Railroad right-of-way, north to the south curbline of Lottie Avenue, a distance of +/- 269 feet

ON MONDAYS, WEDNESDAYS AND FRIDAYS

8:00 A.M. TO 4:00 P.M.

Byron Place	North	Starting at a point +/- 30 feet east of the east curbline of Burns Avenue, east to a point +/- 30 feet west of the west curbline of Milton Street
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ON SCHOOL DAYS

8:00 A.M. TO 4:00 P.M.

Second Street	North	Starting at a point +/- 104 feet west of the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
Second Street	South	Starting at a point +/- 50 feet west of the extended west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
East Nicholai Street	South	Starting at the west curbline of Kraemer Street, west to the west side of the Long Island Railroad Bridge

8:00 A.M. TO 5:00 P.M.

Third Street	North	Starting at a point +/- 126 feet west of the west curbline of Jerusalem Avenue, west to the east curbline of division Avenue
Third Street	South	Starting at the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
Fourth Street	South	Starting at a point at the intersection of Division Avenue, east for a distance of +/- 204 feet

9:00 A.M. TO 2:00 P.M.

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
Second Street	South	Starting at a point +/- 200 feet east of the east curbline of Jerusalem Avenue, east to its easterly termination
ON TUESDAYS, THURSDAYS AND SATURDAYS		
8:00 A.M. TO 4:00 P.M.		
Byron Place	South	Starting at a point +/- 30 feet east of the east curbline of Burns Avenue, east to a point +/- 30 feet west of the west curbline of Milton Street
SUNDAYS		
8:00 A.M. TO 4:00 P.M.		
Wyckoff Street	East	Starting at a point +/- 56 feet south of the south curbline of West John Street, south to a point +/- 60 feet north of the north curbline of West Barclay Street
TWO HOUR METERED PARKING - \$0.10 - USE DIME ONLY		
8:00 A.M. TO 5:00 P.M.		
West Barclay Street	North	Starting at a point +/- 65 feet west of Newbridge Road, west to a point +/- 30 feet east of the east curbline of Wyckoff Street
West Barclay Street	South	Starting at a point +/- 50 feet west of Newbridge Road, west to a point +/- 33 feet west of the east curbline of Wyckoff Street
THREE HOURS		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
Bay Avenue	West	Starting at the north curbline of Heitz Place, north to the south curbline of Woodbury Road
FOUR HOURS		
ON ANY DAY EXCEPT SUNDAYS		
8:00 A.M. TO 4:00 P.M.		
West Nicholai Street	South	Starting at a point +/- 94 feet east of the east curbline of Jerusalem Avenue, east for a distance of +/- 80 feet
8:00 A.M. TO 6:00 P.M.		
West Nicholai Street	South	Starting at a point +/- 288 feet west of the west curbline of Broadway, west for a distance of +/- 360 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**HICKSVILLE**

Street	Side	Location
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
William Street	East	Starting at a point +/- 50 feet north of the north curbline of West John Street, north for a distance of +/- 195 feet
William Street	East	Starting at a point +/- 205 feet north of the north curbline of West John Street, north for a distance of +/- 105 feet
William Street	West	Starting at a point +/- 173 feet north of the north curbline of West John Street, north for a distance of +/- 139 feet
8:00 A.M. TO 6:00 P.M.		
West John Street (Center Mall)		Starting at a point +/- 74 feet west of the west curbline of North Broadway, west for a distance of +/- 175 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
West Cherry Street	North	Starting at a point +/- 30 feet west of the west curbline of Jerusalem Avenue, west to a point +/- 30 feet east of the east curbline of Division Avenue
West Cherry Street	South	Starting at a point +/- 30 feet west of the west curbline of Jerusalem Avenue, west to a point +/- 30 feet east of the curbline of Division Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**JERICHO**

Street	Side	Location
FIFTEEN MINUTE PARKING		
ON ANY DAY		
10:00 A.M. TO 9:00 P.M.		
Merry Lane	East	Starting at a point +/- 210 feet south of the south curbline of Jericho Turnpike, south for a distance of +/- 50 feet
ONE HOUR		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		

Section 233-168, Limited Parking Zones on Certain Days and Hours**JERICHO**

Street	Side	Location
7:00 A.M. TO 6:00 P.M.		
Eighteenth Street	East	Starting at a point +/- 50 feet north of the north curbline of Burke Avenue, north to a point +/- 50 feet south of the south curbline of Scott Avenue
Eighteenth Street	East	Starting at a point +/- 50 feet north of the north curbline of Scott Avenue, north for a distance of +/- 250 feet
Nineteenth Street	East	Starting at a point +/- 50 feet north of the north curbline of Burke Avenue, north to a point +/- 50 feet south of the south curbline of Scott Avenue
Nineteenth Street	East	Starting at a point +/- 50 feet north of the north curbline of Scott Avenue, north to a point +/- 50 feet south of the south curbline of Parkside Avenue
Nineteenth Street	West	Starting at the south curbline of Burke Avenue, south to its terminus
Burke Avenue	North	Starting at a point +/- 50 feet east of the east curbline of North Broadway, east to a point +/- 50 feet west of the west curbline of Eighteenth Street
Burke Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Eighteenth Street, east to a point +/- 50 feet west of the west curbline of Nineteenth Street
Burke Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Nineteenth Street, east to a point +/- 50 feet west of the west curbline of Twentieth Street
Scott Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Eighteenth Street, east to a point +/- 50 feet west of the west curbline of Nineteenth Street
Scott Avenue	South	Starting at a point +/- 50 feet east of the east curbline of Nineteenth Street, east to a point +/- 50 feet west of the west curbline of Twentieth Street
TWO HOURS		
9:00 A.M. TO 2:00 P.M.		
Sixteenth Street	North	Starting at the west curbline of Valerie Avenue, west for a distance of +/- 60 feet
Valerie Avenue	West	Starting at the north curbline of Sixteenth Street, north for a distance of +/- 75 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		

Section 233-168, Limited Parking Zones on Certain Days and Hours**JERICHO**

Street	Side	Location
AT ANY TIME		
Shames Drive		Outer curbline of Loop, starting at the northwest curbline of the beginning of Shames Drive Loop, south, east, north and west to a point opposite the point of beginning

Section 233-168, Limited Parking Zones on Certain Days and Hours**LOCUST VALLEY**

Street	Side	Location
THIRTY MINUTES		
ON ANY DAY		
8:00 A.M. TO 9:00 P.M.		
Forest Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Thirteenth Street, east for a distance of +/- 133 feet
ONE HOUR		
9:00 A.M. TO 7:00 P.M.		
Forest Avenue	North	Starting at a point +/- 62 feet west of the west curbline of Ash Street, west to the east curbline of Weirs Lane
Forest Avenue	North	Starting at a point +/- 20 feet west of the west curbline of Birch Street, west to a point +/- 30 feet east of the east curbline of Ash Street
TWO HOURS		
ON ANY DAY		
7:00 A.M. TO 7:00 P.M.		
Birch Hill Road	East	Starting at a point +/- 30 feet north of the north curbline of Forest Avenue (Buckram Road), north to a point +/- 30 feet south of the south curbline of Underhill Avenue
Birch Hill Road	East	Starting at the south curbline of Forest Avenue, south to the Long Island Railroad
Birch Hill Road	East	Between Forest Avenue and the Long Island Railroad, except the area designated as a taxi stand

Section 233-168, Limited Parking Zones on Certain Days and Hours**LOCUST VALLEY**

Street	Side	Location
Birch Hill Road	East	Starting at a point +/- 205 feet north to the north curbline of Underhill Avenue, north to the south curbline of Davis Street
Birch Hill Road	West	Starting at a point +/- 30 feet north of the north curbline of Forest Avenue, north to a point +/- 85 feet south of the south curbline of Cherry Street
Birch Hill Road	West	Starting at a point +/- 30 feet south of the south curbline of Katherine Street, south for a distance of +/- 115 feet
Birch Hill Road	West	Starting at a point +/- 30 feet south of the south curbline of Riggs Place, south for a distance of +/- 160 feet
Birch Hill Road	West	Starting at a point +/- 30 feet south of the south curbline of Soundview Place, south for a distance of +/- 80 feet
Birch Hill Road Marginal Road	East	From the south curbline of Forest Avenue, south for +/- 150 feet
Birch Hill Road Marginal Road	West	Starting at the south curbline of Forest Avenue, south to the north curbline of the Long Island Railroad Parking Area
Buckram Road	North	Starting at the east curbline of Birch Hill Road, east to a point +/- 30 feet west of the west curbline of Locust Place
Buckram Road	South	Starting at a point +/- 60 feet east of the east curbline of Birch Hill Road, east to a point opposite the east curbline of Locust Place (Chestnut Street)
9:00 A.M. TO 5:00 P.M.		
Forest Avenue	North	Starting at a point +/- 103 feet east of the northeast curbline of West Fourth Street, east for a distance of +/- 58 feet
9:00 A.M. TO 7:00 P.M.		
Forest Avenue	South	Starting at a point opposite the east curbline of Ash Street, east to a point +/- 55 feet west of a point opposite the west curbline of Birch Street
Forest Avenue	South	Starting at a point opposite the east curbline of Birch Street, east to the west curbline of Birch Hill Road
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		

Section 233-168, Limited Parking Zones on Certain Days and Hours**LOCUST VALLEY**

Street	Side	Location
7:00 A.M. TO 5:00 P.M.		
South Fifth Street	East	Starting at a point +/- 123 feet south of the south curbline of Forest Avenue, south to the north curbline of Elm Street
South Fifth Street	West	Starting at a point +/- 123 feet south of the south curbline of Forest Avenue, south to the north curbline of Elm Street
7:00 A.M. TO 7:00 P.M.		
Ash Street	East	Starting at a point +/- 97 feet north of the north curbline of Forest Avenue, north to the south curbline of Cherry Street
Ash Street	West	Starting at a point +/- 214 feet north of the north curbline of Forest Avenue, north to the south curbline of Cherry Street
8:00 A.M. TO 8:00 P.M.		
West Fourth Street	East	Starting at a point +/- 30 feet north of the north curbline of Forest Avenue, north to the south curbline of North Street
West Fourth Street	West	Starting at a point +/- 30 feet north of the north curbline of Forest Avenue, north to the south curbline of North Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
FIFTEEN MINUTES		
ON ANY DAY		
8:00 A.M. TO 11:00 P.M.		
Broadway	West	Starting at the north curbline of the west parking field entrance, north for a distance of +/- 164 feet
Forest Avenue	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 35 feet
MONDAY THROUGH THURSDAY		
Jerusalem Avenue	North	Starting at a point +/- 90 feet west of the west curbline of North Broadway, west for a distance of +/- 322 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
MONDAY THROUGH SATURDAY		
8:00 A.M. TO 6:00 P.M.		
Merrick Road	North	Starting +/- 30 feet east of the east curbline of Washington Avenue, east for a distance of +/- 43 feet
THIRTY MINUTES		
ON ANY DAY		
7:00 A.M. TO 12:00 MIDNIGHT		
Merrick Road	South	Starting at a point +/- 135 feet west of the west curbline of East Shore Drive, west for a distance of +/- 27 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Veterans Boulevard	North	Starting at a point +/- 94 feet west of the west curbline of Parkside Boulevard, west for a distance of +/- 86 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
North Broadway	East	Starting at a point +/- 30 feet north of the north curbline of North Manhattan Avenue, north to a point +/- 26 feet south of the south curbline of North Richmond Avenue
ONE HOUR		
7:00 A.M. TO 7:00 P.M.		
Broadway	East	Starting at a point +/- 60 feet south of the south curbline of Jerusalem Avenue, south for a distance of +/- 109 feet
8:00 A.M. TO 7:00 P.M.		
Central Avenue	Either	From Broadway Avenue, north to Pennsylvania Avenue
EXCEPT SUNDAYS		
Merrick Road	North	Starting at the west curbline of Arlyn Drive West, west for a distance of +/- 110 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
AT ANY TIME		

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Clocks Boulevard	East	Starting at a point +/- 60 feet north of the north curbline of Merrick Road, north for a distance of +/- 120 feet
North Poplar Street	North	Starting at a point +/- 180 feet west of the west curbline of Southern State Parkway exit, west for a distance of +/- 120 feet
8:00 A.M. TO 4:00 P.M.		
North Linden Street	South	Starting at a point +/- 50 feet west of the west curbline of North Broadway, west for a distance of +/- 90 feet
8:00 A.M. TO 6:00 P.M.		
Parkhill Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Broadway, west for a distance of +/- 47 feet
9:00 A.M. TO 5:00 P.M.		
North Poplar Street	South	Starting at a point +/- 136 feet west of the west curbline of Broadway, west for a distance of +/- 284 feet
ON SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Massapequa Avenue	West	Starting at a point +/- 140 feet north of the north curbline of School Street, north for a distance of +/- 126 feet
TWO HOURS		
ON ANY DAY		
GENERALLY		
Merrick Road	North	Starting at a point +/- 60 feet west of the west curbline of Harrison Avenue, west for a distance of +/- 80 feet
6:00 A.M. TO 9:00 P.M.		
Seaford Avenue	West	Starting at a point +/- 75 feet north of the north curbline of Merrick Road, north for a distance of +/- 380 feet
8:00 A.M. TO 8:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Broadway	West	Starting at a point +/- 30 feet north of the north curbline of Chicago Avenue, north for a distance of +/- 15 feet
Fox Boulevard	East	Starting at a point +/- 30 feet south of the south curbline of Merrick Road, south for a distance of +/- 72 feet
Fox Boulevard	West	Starting at a point +/- 30 feet south of the south curbline of Merrick Road, south for a distance of +/- 72 feet
ON ANY DAY EXCEPT SUNDAYS		
AT ANY TIME		
North Broadway	East	Starting at a point +/- 30 feet south of the south curbline of North Chestnut Street, south to a point +/- 60 feet north of the north curbline of North Hickory Street
9:00 A.M. TO 6:00 P.M.		
Grove Street	North	Starting at a point +/- 30 feet east of the east curbline of Forest Avenue, east to a point +/- 30 feet west of the west curbline of Hicksville Road
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
AT ANY TIME		
Killians Road	North	Starting at the west curbline of the western exit of Municipal Parking Field M-7, west for a distance of +/- 120 feet
Killians Road	South	Starting at a point +/- 330 feet west of the west curbline of Hicksville Road, west to a point +/- 30 feet east of the east curbline of Forest Avenue
Riverdale Avenue	East	Starting at a point +/- 50 feet north of the north curbline of Lincoln Avenue, north for a distance of +/- 292 feet
Riverdale Avenue	West	Starting at the north curbline of Lincoln Avenue, north for a distance of +/- 355 feet
7:00 A.M. TO 7:00 P.M.		
Berkshire Place	North	Starting at a point +/- 30 feet east of the east curbline of Lincoln Avenue, east to a point located +/- 30 feet west of the west curbline of Ocean Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Berkshire Place	South	Starting at the east curbline of Broadway, east to the west curbline of Lincoln Avenue
Berkshire Place	South	Starting at a point +/- 30 feet east of the east curbline of Lincoln Avenue, east to a point +/- 30 feet west of the west curbline of Ocean Avenue
Broadway	East	Starting at the south curbline of Berkshire Place, south to the east curbline of Massapequa Avenue
Broadway	East	Starting at the Broadway-Massapequa Avenue Apex, south to the north curbline of Seaview Avenue
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of New York Avenue, north for a distance of +/- 176 feet
Broadway	East	Starting at a point +/- 30 feet north of the north curbline of Ohio Avenue, north for a distance of +/- 174 feet
Broadway	East	Starting at a point +/- 30 feet south of the south curbline of Park Avenue, south for a distance of +/- 50 feet
Broadway	East	Starting at a point +/- 125 feet north of the north curbline of Veterans Boulevard, north to a point +/- 30 feet south of the south curbline of New York Avenue
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of Clark Avenue, south for a distance of +/- 182 feet
Broadway	West	Starting at a point +/- 30 feet north of the north curbline of New York Avenue, north for a distance of +/- 150 feet
Broadway	West	Starting at a point +/- 30 feet north of the north curbline of Pennsylvania Avenue, north to the south curbline of Ohio Avenue
Broadway	West	Starting at a point +/- 60 feet north of the north curbline of Veterans Boulevard, north to Pennsylvania Avenue
Brooklyn Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 120 feet
Brooklyn Avenue	South	Starting at the west curbline of Hicksville Road, west for a distance of +/- 120 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Central Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Grand Avenue, north to a point +/- 25 feet south of the south curbline of New York Avenue
Central Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Veterans Boulevard, north to a point +/- 30 feet south of the south curbline of Grand Avenue
Central Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Grand Avenue, south to a point +/- 30 feet north of the north curbline of Veterans Boulevard
Central Avenue	West	Starting at a point +/- 24 feet south of the south curbline of New York Avenue, south to a point +/- 30 feet north of the north curbline of Grand Avenue
County Line Road	West	Starting at the north curbline of Merrick Road, north for a distance of +/- 600 feet
Erlwein Court	East	Starting at the south curbline of Merrick Road, south for a distance of +/- 130 feet
Grand Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Broadway, west to a point +/- 30 feet east of the east curbline of Central Avenue
Grand Avenue	North	Starting at a point +/- 158 feet west of the west curbline of Central Avenue, west to a point +/- 80 feet east of the east curbline of Hicksville Road
Grand Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Grand Avenue, east to a point +/- 30 feet west of the west curbline of Broadway
Grand Avenue	South	Starting at a point +/- 80 feet east of the east curbline of Hicksville Road, east to a point +/- 158 feet west of the west curbline of Central Avenue
Greenwood Drive	South	From the east curbline of Hicksville Road, east for a distance of +/- 60 feet
Lincoln Avenue	East	From Berkshire Place to Park Avenue
Lincoln Avenue	West	From Berkshire Place to Park Avenue
Massapequa Avenue	East	Starting at the north curbline of Seaview Avenue, north for a distance of +/- 232 feet
Massapequa Avenue	East	Starting at the south curbline of Seaview Avenue, south for a distance of +/- 234 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Massapequa Avenue	West	Starting at the Broadway-Massapequa Avenue apex, south to the north curbline of Seaview Avenue
Massapequa Avenue	West	Starting at the south curbline of Seaview Avenue, south for a distance of +/- 234 feet
Merrick Road	South	Starting at a point +/- 50 feet east of the east curbline of Algonquin Avenue, east to a point +/- 215 feet west of the west curbline of East Shore Road
Merrick Road	South	Starting at a point +/- 30 feet east of the east curbline of Unqua Road, east for a distance of +/- 21 feet
Merrick Road	South	Starting at a point +/- 51 feet east of the east curbline of Unqua Road, east for a distance of +/- 18 feet
Merrick Road	South	Starting at a point +/- 69 feet east of the east curbline of Unqua Road, east for a distance of +/- 18 feet
Merrick Road	South	Starting at a point +/- 87 feet east of the east curbline of Unqua Road, east for a distance of +/- 70 feet
Merrick Road	South	Starting at a point +/- 182 feet east of the east curbline of Unqua Road, east for a distance of +/- 43 feet
Merrick Road	South	Starting at a point +/- 225 feet east of the east curbline of Unqua Road, east for a distance of +/- 16 feet
Merrick Road	South	Starting at a point +/- 241 feet east of the east curbline of Unqua Road, east for a distance of +/- 39 feet
Merrick Road	South	Starting at a point +/- 288 feet east of the east curbline of Unqua Road, east for a distance of +/- 83 feet
Merrick Road	South	Starting at a point +/- 371 feet east of the east curbline of Unqua Road, east for a distance of +/- 18 feet
Merrick Road	South	Starting at a point +/- 389 feet east of the east curbline of Unqua Road, east for a distance of +/- 21 feet
Merrick Road	South	Starting at a point +/- 410 feet east of the east curbline of Unqua Road, east for a distance of +/- 20 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Merrick Road	South	Starting at a point +/- 430 feet east of the east curbline of Unqua Road, east for a distance of +/- 20 feet
Merrick Road	South	Starting at a point +/- 473 feet east of the east curbline of Unqua Road, east for a distance of +/- 40 feet
Merrick Road	South	Starting at a point +/- 542 feet east of the east curbline of Unqua Road, east for a distance of +/- 52 feet
Merrick Road	South	Starting at a point +/- 590 feet east of the east curbline of Unqua Road, east for a distance of +/- 23 feet
Merrick Road	South	Starting at a point +/- 613 feet east of the east curbline of Unqua Road, east for a distance of +/- 43 feet
Michigan Avenue		Between Ocean Avenue and Parkside Boulevard
Michigan Avenue	Either	Between Ocean Avenue and Parkside Avenue
Michigan Avenue	North	Starting at a point +/- 87 feet west of the west curbline of Ocean Avenue, west to a point +/- 30 feet east of the east curbline of Broadway
Michigan Avenue	South	Starting at a point +/- 172 feet west of the west curbline of Ocean Avenue, west to a point +/- 30 feet east of Broadway
Milford Place	North	Starting at the east curbline of Ocean Avenue, east to its dead end
Milford Place	South	Starting at the east curbline of Ocean Avenue, east to its dead end
New York Avenue	North and South	From Broadway to Ocean Avenue
New York Avenue	South	Starting at a point +/- 25 feet east of the east curbline of Central Avenue, east to a point +/- 25 feet west of the west curbline of Broadway
New York Avenue	South	Starting at the east curbline of Ocean Avenue, east to the west curbline of Parkside Boulevard
North Rutherford Avenue	North	Starting at a point +/- 88 feet west of the west curbline of Broadway, west for a distance of +/- 200 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
North Rutherford Avenue	South	Starting at a point +/- 130 feet west of the west curbline of Broadway, west for a distance of +/- 230 feet
Ocean Avenue	East	Starting at the north curbline of Michigan Avenue, north to the south curbline of Clark Avenue
Ocean Avenue	East	Starting at a point +/- 30 feet south of the south curbline of Milford Place, south to the north curbline of Seaview Avenue
Ocean Avenue	East	Starting at the north curbline of Ohio Avenue, north to the south curbline of Michigan Avenue
Ocean Avenue	East	Starting at the north curbline of New York Avenue, north to the south curbline of Pennsylvania Avenue
Ocean Avenue	East	Starting at the north curbline of Pennsylvania Avenue, north to the south curbline of Ohio Avenue
Ocean Avenue	East	Starting at the south curbline of Seaview Avenue, south to a point +/- 35 feet south of the south curbline of Park Avenue
Ocean Avenue	Either	Between Broadway and Parkside Boulevard
Ocean Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Berkshire Place, south to the north curbline of Seaview Avenue
Ocean Avenue	West	Starting at the north curbline of Michigan Avenue, north to the south curbline of Clark Avenue
Ocean Avenue	West	Starting at the north curbline of New York Avenue, north to the south curbline of Pennsylvania Avenue
Ocean Avenue	West	Starting at the north curbline of Ohio Avenue, north to the south curbline of Michigan Avenue
Ocean Avenue	West	Starting at the north curbline of Pennsylvania Avenue, north to the south curbline of Ohio Avenue
Ocean Avenue	West	From Seaview Avenue to Park Avenue
Ocean Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Sunrise Highway, south to a point +/- 30 feet north of the north curbline of Berkshire Place
Parkside Boulevard	West	From Pennsylvania Avenue to Clark Street
Pennsylvania Avenue	Either	Starting at the northeast and southeast corners of Ocean Avenue to the northwest and southwest corners of Parkside Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Pennsylvania Avenue	North and South	From Ocean Avenue to Broadway
Pennsylvania Avenue	South	Starting at a point +/- 45 feet east of the east curbline of Ocean Avenue, east to the west curbline of Parkside Boulevard
Seaview Avenue	North	Starting at the east curbline of Broadway, east to the west curbline of Lincoln Avenue
Seaview Avenue	North and South	Starting at the east curbline of Lincoln Avenue, east to its dead end
Seaview Avenue	South	Starting at the east curbline of Broadway, east to the west curbline of Lincoln Avenue
Veterans Boulevard	North	Starting at the east curbline of Broadway, east for a distance of +/- 176 feet
Veterans Boulevard	North	Starting at a point +/- 220 feet west of the west curbline of Central Avenue, west to a point +/- 20 feet east of the east curbline of Hicksville Road
7:00 A.M. TO 9:00 P.M.		
North Broadway	East	Starting at a point +/- 30 feet north of the north curbline of North Detroit Avenue, north for a distance of +/- 60 feet
North Broadway	East	Starting at a point +/- 30 feet south of the south curbline of North Michigan Avenue, south for a distance of +/- 56 feet
8:00 A.M. TO 6:00 P.M.		
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Nassau Avenue, south for a distance of +/- 82 feet
9:00 A.M. TO 6:00 P.M.		
Broadway	East	Starting at a point +/- 40 feet south of the south curbline of Park Hill Avenue, south for a distance of +/- 100 feet
Broadway	West	Starting at a point +/- 30 feet south of the south curbline of Park Hill Avenue, south for a distance of +/- 100 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
AT ANY TIME		

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Lincoln Avenue	East	Starting at a point +/- 30 feet south of the south curbline of Sunrise Highway, south to a point +/- 24 feet north of the north curbline of Berkshire Place
Lincoln Avenue	West	Starting at a point +/- 54 feet south of the south curbline of Sunrise Highway, south to a point +/- 24 feet north of the north curbline of Berkshire Place
New York Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 130 feet

7:00 A.M. TO 7:00 P.M.

Central Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Ohio Avenue, north to a point +/- 30 feet south of the south curbline of Michigan Avenue
Central Avenue	East	Starting at a point +/- 30 feet north of the north curbline of Pennsylvania Avenue, north to a point +/- 30 feet south of the south curbline of Ohio Avenue
Central Avenue	West	Starting at a point +/- 30 feet north of the north curbline of Ohio Avenue, north to a point +/- 30 feet south of the south curbline of Michigan Avenue
Central Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Ohio Avenue, south to the north curbline of Pennsylvania Avenue
Grand Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west to a point +/- 80 feet east of the east curbline of Hicksville Road
Michigan Avenue	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 105 feet
Michigan Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Central Avenue, east for a distance of +/- 80 feet
Michigan Avenue	South	Starting at the west curbline of Central Avenue, west for a distance of +/- 105 feet
New York Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west to a point +/- 85 feet east of the east curbline of Hicksville Road
New York Avenue	North	Starting at the east curbline of Ocean Avenue, east to the west curbline of Parkside Boulevard
New York Avenue	South	Starting at a point +/- 25 feet east of the east curbline of Hicksville Road, east to a point +/- 25 feet west of the west curbline of Central Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
North Albany Avenue	North	Starting at a point +/- 30 feet west of the west curbline of North Broadway, west for a distance of +/- 20 feet
Ohio Avenue	North	Starting at a point +/- 35 feet east of the east curbline of Central Avenue, east for a distance of +/- 60 feet
Ohio Avenue	North	Starting at a point +/- 25 feet west of the west curbline of Central Avenue, west for a distance of +/- 100 feet
Ohio Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Central Avenue, east for a distance of +/- 120 feet
Ohio Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west for a distance of +/- 70 feet
Parkside Boulevard	West	Starting at the south curbline of Pennsylvania Avenue, south for a distance of +/- 130 feet
Pennsylvania Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west to a point +/- 30 feet east of the east curbline of Hicksville Road
Pennsylvania Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Hicksville Road, west for a distance of +/- 160 feet
Pennsylvania Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Central Avenue, east to a point +/- 30 feet west of the west curbline of Broadway
Pennsylvania Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Central Avenue, west to a point +/- 20 feet east of the east curbline of Hicksville Road
Pennsylvania Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Hicksville Road, west for a distance of +/- 100 feet
8:00 A.M. TO 5:00 P.M.		
Chestnut Street	North	Starting at a point +/- 34 feet west of the east curbline of Hicksville Road, west to the east curbline of Forest Avenue
Chestnut Street	South	Starting at a point +/- 32 feet west of the west curbline of Hicksville Road, west to the east curbline of Forest Avenue

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
Euclid Avenue	North	Starting at the west curbline of Hicksville Road, west for a distance of +/- 175 feet
Ohio Avenue	North	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 196 feet
Ohio Avenue	South	Starting at the west curbline of Franklin Avenue, west for a distance of +/- 182 feet
Park Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Broadway, east to the west curbline of Massapequa Avenue
Park Avenue	South	Starting at a point +/- 30 feet east of the east curbline of Broadway, east to the west curbline of Massapequa Avenue
8:00 A.M. TO 6:00 P.M.		
Franklin Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Clark Avenue, south to a point +/- 30 feet north of the north curbline of Michigan Avenue
Franklin Avenue	West	Starting at a point +/- 30 feet south of the south curbline of Michigan Avenue, south to a point +/- 30 feet north of the north curbline of Ohio Avenue
North Broadway	East	Starting at a point +/- 102 feet north of the north curbline of Jerusalem Avenue, north for a distance of +/- 72 feet
North Broadway	East	Starting at a point +/- 20 feet north of the north curbline of North Manhattan Avenue, north for a distance of +/- 50 feet
North Broadway	East	Starting at a point +/- 30 feet north of the north curbline of North Park Drive, north for a distance of +/- 128 feet
North Broadway	East	Starting at a point +/- 30 feet north of the north curbline of North Richmond Avenue, north for a distance of +/- 140 feet
North Broadway	West	Starting at a point +/- 30 feet north of the north curbline of Jerusalem Avenue, north for a distance of +/- 126 feet
North Broadway	West	Starting at a point +/- 40 feet north of the north curbline of North Manhattan Avenue, north for a distance of +/- 148 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**MASSAPEQUA**

Street	Side	Location
North Broadway	West	Starting at a point +/- 40 feet north of the north curbline of North Richmond Avenue, north for a distance of +/- 154 feet
North Broadway	West	Starting at a point +/- 30 feet south of the south curbline of North Suffolk Avenue, south for a distance of +/- 132 feet
9:00 A.M. TO 5:00 P.M.		
North Beech Street	North	Starting at a point +/- 165 feet west of the west curbline of Broadway, west for a distance of +/- 230 feet
North Beech Street	South	Starting at a point +/- 140 feet west of the west curbline of Broadway, west for a distance of +/- 250 feet
9:00 A.M. TO 6:00 P.M.		
South Merrick Road	North	Starting at a point +/- 112 feet from the west curbline of Unqua Road, west to a point opposite the west curbline of Hollywood Avenue
FOUR HOURS		
EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Veterans Boulevard	North	Starting at the west curbline of Central Avenue, west for a distance of +/- 220 feet
FIVE HOURS		
MONDAY THROUGH SATURDAY		
7:00 A.M. TO 7:00 P.M.		
Veterans Boulevard	North	Starting at a point +/- 35 feet west of the west curbline of Parkside Boulevard, for a distance of +/- 25 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**OYSTER BAY**

Street	Side	Location
FIFTEEN MINUTES		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**OYSTER BAY**

Street	Side	Location
Audrey Avenue, west spur	East	Starting at the north curbline of Shore Avenue, north for a distance of +/- 96 feet
Audrey Avenue, west spur	West	Starting at a point +/- 367 feet south of the south curbline of Railroad Avenue, south and westerly following the curvature of the west spur for a distance of +/- 126 feet

THIRTY MINUTES

ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

9:00 A.M. TO 5:00 P.M.

Shore Avenue	North	Starting at a point +/- 12 feet east of the east curbline of Maxwell Avenue, east for a distance of +/- 105 feet
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ONE HOUR

ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS

8:00 A.M. TO 6:00 P.M.

Spring Street	East	Starting at a point +/- 30 feet south of the south curbline of West Main Street, south for a distance of +/- 25 feet
Spring Street	East	Starting at a point +/- 90 feet south of the south curbline of West Main Street, south to the north curbline of Orchard Street
Spring Street	West	Starting at a point +/- 30 feet south of the south curbline of West Main Street, south to the north curbline of Orchard Street
Summit Street	South	Starting at a point +/- 30 feet east of the east curbline of South Street, east to Durling Place
Weeks Avenue	South	Starting at a point +/- 32 feet east of the east curbline of South Street, east to the west curbline of Kellogg Street

9:00 A.M. TO 5:00 P.M.

West Main Street	North	Starting at a point +/- 30 feet west of the west curbline of Maxwell Avenue, west for a distance of +/- 288 feet
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9:00 A.M. TO 6:00 P.M.

West Main Street	North	Starting at a point +/- 30 feet east of the east curbline of Maxwell Avenue, east for a distance of +/- 80 feet
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Section 233-168, Limited Parking Zones on Certain Days and Hours**OYSTER BAY**

Street	Side	Location
West Main Street	North	Starting at a point +/- 30 feet west of the west curbline of Spring Street, west for a distance of +/- 80 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 5:00 P.M.		
Spring Street	East	Starting at a point +/- 20 feet north of the north curbline of West Main Street, north to a point +/- 20 feet south of the south curbline of Audrey Avenue
Spring Street	West	Starting at a point +/- 15 feet north of the north curbline of West Main Street, north to a point +/- 20 feet south of the south curbline of Shore Avenue
8:00 A.M. TO 6:00 P.M.		
Larrabee Avenue	West	Starting at a point +/- 58 feet north of the north curbline of West Main Street, north to the south curbline of Shore Avenue
Summit Street	North	Starting at a point +/- 40 feet east of the east curbline of South Street (Route 106), east for a distance of +/- 180 feet
ON SATURDAYS, SUNDAYS, AND LEGAL HOLIDAYS		
FROM MAY THROUGH SEPTEMBER		
8:00 A.M. TO 6:00 P.M.		
Larrabee Avenue	East	Starting at a point +/- 140 feet north of the north curbline of West Main Street, north for a distance of +/- 500 feet
Maxwell Avenue	East	Starting at a point +/- 130 feet north of the north curbline of Shore Avenue, north to the south curbline of Railroad Avenue
Maxwell Avenue	West	Starting at a point +/- 180 feet north of the north curbline of Shore Avenue, north to the Long Island Railroad property
Melbourne Street	Either	From Maple Avenue (Ships Point Lane), to its westerly boundary
Sidney Street	Either	From Maple Avenue (Ships Point Lane), to its westerly boundary
ON SCHOOL DAYS		
7:00 A.M. TO 5:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**OYSTER BAY**

Street	Side	Location
Ships Point Lane	West	Starting at a point +/- 30 feet north of the north curbline of East Main Street, north to a point +/- 30 feet south of the south curbline of Sidney Street
TWO HOURS		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Audrey Avenue	North	Starting at a point +/- 30 feet west of the west curbline of South Street, west to the west entrance of the Town of Oyster Bay Municipal Parking Field No. 5
Audrey Avenue	North	Starting from the west driveway of the Town of Oyster Bay Municipal Parking Field No. 5, west for a distance of +/- 74 feet
Audrey Avenue	South	Starting at a point +/- 30 feet west of the west curbline of South Street, west for a distance of +/- 60 feet
Audrey Avenue	South	Starting at a point +/- 132 feet west of the west curbline of South Street, west to a point +/- 20 feet east of the east curbline of Spring Street
East Main Street	North	Starting at a point +/- 34 feet east of the east curbline of South Street, east for a distance of +/- 90 feet
East Main Street	North	Starting at a point +/- 10 feet west of the west curbline of White Street, west for a distance of +/- 214 feet
East Main Street	South	Starting at a point +/- 24 feet west of the west curbline of Church Street, west for a distance of +/- 40 feet
East Main Street	South	Starting at a point +/- 15 feet east of the east curbline of South Street, east for a distance of +/- 110 feet
West Main Street	North	Starting at a point +/- 45 feet west of the west curbline of South Street, west for a distance of +/- 310 feet
West Main Street	North	Starting at a point +/- 15 feet east of the east curbline of Spring Street, east for a distance of +/- 75 feet
West Main Street	North	Starting at a point +/- 170 feet east of the east curbline of Spring Street, east for a distance of +/- 40 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**OYSTER BAY**

Street	Side	Location
West Main Street	South	Starting at a point +/- 15 feet east of the east curbline of Spring Street, east to a point +/- 30 feet west of the west curbline of South Street
8:00 A.M. TO 8:00 P.M.		
Audrey Avenue	East	Starting at a point +/- 364 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 148 feet
THREE HOURS		
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Audrey Avenue	East	Starting at the south curbline of Railroad Avenue, south for a distance of +/- 275 feet
Audrey Avenue	East	Starting at a point +/- 275 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 31 feet
Audrey Avenue	West	Starting at the south curbline of Railroad Avenue, south for a distance of +/- 235 feet
Audrey Avenue	West	Starting from a point +/- 235 feet south of the south curbline of Railroad Avenue, south for a distance of +/- 132 feet
FOUR HOURS		
ON SCHOOL DAYS		
7:00 A.M. TO 5:00 P.M.		
East Main Street	North	Starting at a point +/- 170 feet west of the west curbline of Ships Point Lane, west to a point +/- 170 feet east of the east curbline of Florence Avenue
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 5:00 P.M.		
Audrey Avenue	Southwest	Starting at the north curbline of Shore Avenue, northwest to the southeast curbline of Audrey Avenue (west spur)

Section 233-168, Limited Parking Zones on Certain Days and Hours**PLAINVIEW**

Street	Side	Location
		ONE HOUR
		ON ANY DAY
		8:00 A.M. TO 4:00 P.M.
Old Country Road	North	Starting at a point +/- 30 feet west of the west curbline of South Gate, west for a distance of +/- 130 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 4:00 P.M.		
South Gate	East	Starting at the north curbline of Old Country Road, north to the south curbline of Cranford Road
South Gate	West	Starting at the north curbline of Old Country Road, north to the south curbline of Cranford Road
ON SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Manetto Hill Road	West	Starting at a point +/- 110 feet south of the south curbline of the Northern State Parkway exit, south for a distance of +/- 160 feet
TWO HOURS		
ON ANY DAY		
11:00 A.M. TO 3:00 P.M.		
East Ames Court	North	Starting at a point +/- 46 feet east of the east curbline of Terminal Drive, east for a distance of +/- 176 feet
South Terminal Drive	East	Starting at a point +/- 375 feet north of the north curbline of Commercial Street, north for a distance of +/- 262 feet
Terminal Drive	East	Starting at a point +/- 72 feet north of the north curbline of East Ames Court, north for a distance of +/- 244 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
Grohmans Lane	East	Starting at a point +/- 104 feet south of the south curbline of Old Country Road, south for a distance of +/- 78 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 12:00 NOON		
Convent Road	North	Starting at the east curbline of Eliot Court, east for a distance of +/- 100 feet
FIFTEEN MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 5:00 P.M.		
Queens Street	West	Starting at a point +/- 50 feet north of the north curbline of Roosevelt Avenue, north for a distance of +/- 84 feet
Roosevelt Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Queens Street, west for a distance of +/- 203 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Station Plaza		Situated east of Jackson Avenue, north of the Long Island Railroad, known as the Railroad Plaza
THIRTY MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND LEGAL HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Parking field entrance		East of the railroad station, on the southerly side, for a distance of +/- 100 feet
ONE HOUR		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Jackson Avenue	East	Starting at a point +/- 97 feet north of the north curbline of the entrance to the Town Parking Field, north for a distance of +/- 70 feet
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Cold Spring Road	East	Starting at a point +/- 489 feet north of the north curbline of the southerly entrance to the Town of Oyster Bay Parking Field, north and then east to a point +/- 15 feet west of the west curbline of the one-way entrance to the Town of Oyster Bay Parking Field (+/- 335 feet)
High Street	North	From Jackson Avenue to Nassau Avenue
Jackson Avenue	West	Starting at the south curbline of Muttontown Road, south for a distance of +/- 126 feet
Nassau Street	East	Starting at the north curbline of Whitney Avenue, north to the south curbline of East Woods Road
Parking field entrance, opposite the railroad station	North	Starting at the east curbline of Jackson Avenue, east for a distance of +/- 110 feet
Queens Street	East	Starting at a point +/- 30 feet south of the south curbline of Whitney Avenue, south for a distance of +/- 168 feet
Queens Street	West	Starting at a point +/- 134 feet north of the north curbline of Roosevelt Avenue, north to a point +/- 25 feet south of the south curbline of Whitney Avenue
Queens Street	West	Starting at a point +/- 30 feet north of the north curbline of Whitney Avenue, north to a point +/- 30 feet south of the south curbline of Muttontown Road
Roosevelt Avenue	North	Starting at a point +/- 233 feet west of the west curbline of Queens Street, west to the point directly opposite the east curbline of Richmond Street
Roosevelt Avenue	South	Starting at a point +/- 225 feet west of the west curbline of Queens Street, west to the east curbline of Richmond Street
Syosset-Cold Spring Road	Southeast	Starting at a point +/- 30 feet northeasterly of the east curbline of Jackson Avenue, northeasterly to the entrance-exit of the Town of Oyster Bay Parking Field
Whitney Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 78 feet
Whitney Avenue	North	Starting at a point +/- 138 feet west of the west curbline of Jackson Avenue, west to the east curbline of Nassau Street

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Whitney Avenue	North	Starting at a point +/- 25 feet east of the east curbline of Queens Street, east to the west curbline of Nassau Street
Whitney Avenue	North	Starting at a point +/- 30 feet west of the west curbline of Queens Street, west to its termination (dead-end)
Whitney Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Jackson Avenue, west to a point +/- 40 feet east of the east curbline of Nassau Street
Whitney Avenue	South	Starting at the west curbline of Nassau Street, west for a distance of +/- 179 feet
Whitney Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Queens Street, west to its termination (dead-end)
9:00 A.M. TO 5:00 P.M.		
Jackson Avenue	East	Starting at a point +/- 25 feet north of the north curbline of Ira Road, north for a distance of +/- 151 feet
ON ANY DAY		
9:00 A.M. TO 4:00 P.M.		
Muttontown Road	South	Starting at a point +/- 62 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 88 feet
NINETY MINUTES		
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Queens Street	East	Starting at a point +/- 30 feet north of the north curbline of Underhill Boulevard, north to the south curbline of Roosevelt Avenue
Underhill Boulevard	North	Starting at a point +/- 36 feet west of the west curbline of Queens Street, west for a distance of +/- 90 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 7:00 P.M.		
Ira Road	North	Starting at a point +/- 30 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 345 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Ira Road	South	Starting at a point +/- 30 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 100 feet
Ira Road	South	Starting at a point +/- 170 feet east of the east curbline of Jackson Avenue, east for a distance of +/- 205 feet
TWO HOURS		
ON ANY DAY		
9:00 A.M. TO 5:00 P.M.		
Miller Place	North	Starting at a point +/- 40 feet east of the east curbline of Colony Lane, east for a distance of +/- 66 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
Arizona Avenue	North	Starting at a point +/- 40 feet west of the west curbline of Syosset/Woodbury Road, west for a distance of +/- 130 feet
Arizona Avenue	South	Starting at a point +/- 30 feet west of the west curbline of Syosset/Woodbury Road, west for a distance of +/- 55 feet
6:00 A.M. TO 10:00 A.M.		
Azalea Drive	West	Starting at a point +/- 100 feet north of the north curbline of Crocus Street, north for a distance of +/- 66 feet
6:00 A.M. TO 6:00 P.M.		
New Market Road	North	Starting at a point +/- 90 feet east of a point opposite the east curbline of Greenvale Road, east for a distance of +/- 150 feet
New Market Road	South	Starting at a point +/- 90 feet east of the east curbline of Greenvale Road, east for a distance of +/- 67 feet
7:00 A.M. TO 5:00 P.M.		
Colony Lane	West	Starting at a point +/- 18 feet from a point opposite the north curbline of Southwood Circle, north for a distance of +/- 65 feet
Southwood Circle	North	Starting at a point +/- 80 feet east of the east curbline of Colony Lane, east for a distance of +/- 372 feet
Southwood Circle	South	Starting at a point +/- 80 feet east of the east curbline of Colony Lane, east for a distance of +/- 295 feet
7:00 A.M. TO 7:00 P.M.		

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Nassau Street	East	Starting at a point +/- 88 feet north of the north curbline of Underhill Boulevard, north to the south curbline of Whitney Avenue
Nassau Street	West	Starting at the north curbline of Whitney Avenue, north for a distance of +/- 130 feet
Nassau Street	West	Starting at the south curbline of Whitney Avenue, south for a distance of +/- 100 feet
8:00 A.M. TO 1:00 P.M.		
Maryetta Court	North	+/- 30 feet west of the west curbline of Split Rock Road, west for a distance of +/- 348 feet
Maryetta Court	South	Starting at a point +/- 55 feet west of the west curbline of Split Rock Road, west for a distance of +/- 263 feet
8:00 A.M. TO 4:00 P.M.		
Arizona Avenue	East	Starting at a point +/- 40 feet south of the south curbline of Cold Spring Road, south and then easterly, following the curvature of the roadway, to the west curbline of Colorado Court
Arizona Avenue	North	Starting at the east curbline of Colorado Court, east for a distance of +/- 420 feet
Cold Spring Road	North	Starting at a point +/- 57 feet east of the east curbline of Orchard Street, east for a distance of +/- 310 feet
Cold Spring Road	South	Starting at a point +/- 63 feet east of the east curbline of Arizona Avenue, east to a point +/- 30 feet west of the west curbline of Nevada Street
Crocus Drive	North	Starting at the west curbline of Azalea Drive, west then northerly, continuing on Narcissus Drive, for a distance of +/- 328 feet
Crocus Drive	North	Starting at a point opposite the west curbline of Magnolia Lane, west to the east curbline of Azalea Drive
Crocus Drive	South	Starting at the west curbline of Magnolia Lane, west for a distance of +/- 380 feet
Magnolia Lane	East	Starting at the north curbline of Cold Spring Road, north to the south curbline of Crocus Drive
Magnolia Lane	West	Starting at the north curbline of Cold Spring Road, north to the south curbline of Crocus Drive

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Maple Street	North	Starting at a point +/- 30 feet west of the west curbline of Woodbury Way, west to a point +/- 30 feet east of the east curbline of Orchard Street
Maple Street	South	Starting at a point +/- 30 feet east of the east curbline of Orchard Street, east to a point +/- 30 feet west of the west curbline of Woodbury Way
Orchard Street	East	Starting at a point +/- 30 feet north of the north curbline of Cold Spring Road, north to a point +/- 30 feet south of the south curbline of Maple Street
Orchard Street	East	Starting at a point +/- 30 feet north of the north curbline of Maple Street, north to a point +/- 30 feet south of the south curbline of East Street
Orchard Street	West	Starting at a point +/- 30 feet south of the south curbline of East Street, south to a point +/- 40 feet north of the north curbline of Cold Spring Road
8:00 A.M. TO 6:00 P.M.		
Jackson Avenue	East	Starting at a point +/- 167 feet north of the north curbline of the entrance to the Town Parking Field, north for a distance of +/- 260 feet
Railroad Avenue	North	Starting at the west curbline of Jackson Avenue, west to a point opposite the north curbline of Willis Avenue
8:00 A.M. TO 12:00 P.M.		
Eliot Court		Starting at the northwest curbline of Convent Road, following the curvature of the roadway to the northeast curbline of Eliot Court
9:00 A.M. TO 12:00 P.M.		
Nevada Street	East	Starting at a point +/- 75 feet south of the south curbline of Cold Spring Road, south for a distance of +/- 58 feet
Nevada Street	East	Starting at a point +/- 150 feet south of the south curbline of Cold Spring Road, south to the north curbline of Arizona Avenue
Nevada Street	West	Starting at the south curbline of Cold Spring Road, south for a distance of +/- 73 feet
Nevada Street	West	Starting at a point +/- 135 feet south of the south curbline of Cold Spring Road, south to the north curbline of Arizona Road

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
9:00 A.M. TO 5:00 P.M.		
Arizona Avenue	South	Starting at a point +/- 771 feet from the south curbline of Cold Spring Road, east for a distance of +/- 178 feet
Arizona Avenue	South	Starting at a point opposite the west curbline of Montana Court, west for a distance of +/- 62 feet
Colorado Court	East	Starting at the northeast curbline of Arizona Avenue, north for a distance of +/- 78 feet
Colorado Court	West	Starting at the northwest curbline of Arizona Avenue, north for a distance of +/- 80 feet
Jackson Avenue	West	Starting at the south curbline of Railroad Avenue, south to the north curbline of Willis Avenue
Jackson Avenue	West	Starting at the south curbline of Railroad Avenue, south to the north curbline of Willis Avenue
Jackson Avenue	West	Starting at a point +/- 110 feet south to the south curbline of Whitney Avenue, south to the north curbline of Underhill Boulevard
Texas Court [Repealed 7-12-2022 by L.L. No. 7-2022]		
Texas Court [Added 7-12-2022 by L.L. No. 7-2022]		Starting at a point +/- 67 feet north of the north curbline of Arizona Avenue, north for a distance of +/- 25 feet
ON SCHOOL DAYS SEPTEMBER 1 THROUGH JUNE 30		
8:00 A.M. TO 2:00 P.M.		
Searington Drive	South	Starting at a point +/- 50 feet west of the west curbline of South Woods Road, west to a point directly opposite New York Telephone Pole No. 5
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Cold Spring Road	East	Starting at a point +/- 447 feet north of the north curbline of the entrance to the Town of Oyster Bay Parking Field, north for a distance of +/- 42 feet
Jackson Avenue	East	Starting at a point +/- 97 feet north of the north curbline of the entrance to the Town of Oyster Bay Parking Field, north for a distance of +/- 330 feet

Section 233-168, Limited Parking Zones on Certain Days and Hours**SYOSSET**

Street	Side	Location
Muttontown Road	South	From a point +/- 160 feet west of the west curbline of Jackson Avenue, west to the east curbline of Nassau Street
ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
7:00 A.M. TO 5:00 P.M.		
Colony Lane	East	Starting at a point +/- 94 feet north of the north curbline of Miller Place, north to the south curbline of Southwood Circle
Colony Lane	West	Starting at a point +/- 56 feet north of the north curbline of Miller Place, north to a point opposite the south curbline of Southwood Circle
THREE HOURS		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
9:00 A.M. TO 4:00 P.M.		
Parkfield Court South	North	Starting at a point +/- 30 feet east of the east curbline of South Oyster Bay Road
Parkfield Court South	South	Starting at a point +/- 30 feet east of the east curbline of Southwood Circle, east to the west curbline of South Oyster Bay Road
Southwood Circle	East	Starting at a point +/- 32 feet north of the north curbline of Parkfield Court South, north for a distance of +/- 58 feet
Southwood Circle	East	Starting at a point +/- 30 feet south of the south curbline of Parkfield Court South, south for a distance of +/- 70 feet
FOUR HOURS		
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 6:00 P.M.		
Railroad Avenue	North	Starting at a point +/- 70 feet west of the west curbline of Jackson Avenue, west for a distance of +/- 160 feet
Railroad Avenue	North	Starting at a point +/- 250 feet west of the west curbline of Jackson Avenue, west to a point opposite the north curbline of Willis Avenue

§ 233-169. through § 233-173. (Reserved)

DIVISION 9
Standing

§ 233-174. Unlawful standing in no-standing zones.

It shall be unlawful for any person to permit a vehicle to stand at any location established in this division as a no-standing zone, which location shall have been appropriately signposted.

§ 233-175. No standing at any time zones established; signposted.

The following locations are established as no-standing at any time zones, and shall be appropriately signposted.

Section 233-175, No Standing at Any Time		
BETHPAGE		
Street	Side	Location
Central Avenue	North	Starting at the west curbline of Seaman Avenue, west for a distance of +/- 200 feet

Section 233-175, No Standing at Any Time		
GLEN HEAD		
Street	Side	Location
Mill Road	West	Starting at the north curbline of Glenwood Road, north to the south curbline of Ruth Place
School Street	South	Starting at a point opposite the east curbline of Benjamin Street, west for a distance of +/- 135 feet

Section 233-175, No Standing at Any Time		
HICKSVILLE		
Street	Side	Location
First Street	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
First Street	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Second Street	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Second Street	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Albany Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 42 feet

Section 233-175, No Standing at Any Time**HICKSVILLE**

Street	Side	Location
Albany Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Ball Park Lane	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Ball Park Lane	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Barter Lane	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Barter Lane	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Blueberry Lane	North	Starting at a point +/- 150 feet west of a point opposite the west curbline of Boxwood Lane, easterly to the west curbline of Clarissa Drive
Buffalo Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Buffalo Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
East Cherry Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 75 feet
East Cherry Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Flower Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Flower Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Fordham Road	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 200 feet
Fordham Road	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 100 feet
Frederick Street	North	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Frederick Street	South	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Genesee Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Genesee Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet

Section 233-175, No Standing at Any Time**HICKSVILLE**

Street	Side	Location
Glenbrook Road	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Glenbrook Road	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Herzog Place	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Herzog Place	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Hudson Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Hudson Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Kingston Avenue	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Kingston Avenue	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Lee Avenue (north leg)	West	Starting at the west curbline of Broadway, south for a distance of +/- 150 feet
Lewis Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 80 feet
Lewis Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
Locust Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Locust Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Marie Court	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Marie Court	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
Milburn Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Milburn Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Old Country Road	North	Starting at the west curbline of Broadway, west for a distance of +/- 75 feet

Section 233-175, No Standing at Any Time**HICKSVILLE**

Street	Side	Location
Old Country Road	South	Starting at the west curbline of Broadway, west for a distance of +/- 200 feet
Somerset Avenue	North	Starting at the east curbline of Broadway, east for a distance of +/- 50 feet
Tile Lane	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
Tile Lane	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
West Barclay Street	North	Starting at the west curbline of Newbridge Road, east for a distance of +/- 65 feet
West Barclay Street	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
West Barclay Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
West Carl Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Carl Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Cherry Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Cherry Street	North	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
West Cherry Street	South	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Cherry Street	South	Starting at the east curbline of Newbridge Road, east for a distance of +/- 50 feet
West Marie Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 50 feet
West Marie Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
West Marie Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
West Nicholai Street	North	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet
West Nicholai Street	South	Starting at the west curbline of Newbridge Road, west for a distance of +/- 50 feet

Section 233-175, No Standing at Any Time**HICKSVILLE**

Street	Side	Location
Woodbury Road	North	Starting at the west curbline of Charles Avenue, west for a distance of +/- 20 feet

Section 233-175, No Standing at Any Time**JERICHO**

Street	Side	Location
Brush Hollow Road (Union Avenue)	East	Starting at the west curbline of Cantiague Rock Road, south for a distance of +/- 150 feet

Section 233-175, No Standing at Any Time**MASSAPEQUA**

Street	Side	Location
Beach Street	North	Starting at a point +/- 150 feet west of the west curbline of Carman Boulevard, west for a distance of +/- 65 feet
Broadway	East	Starting at the north curbline of Park Avenue, north to the south curbline of Seaview Avenue
Clocks Boulevard	East	Starting +/- 64 feet south from a point opposite the south curbline of East Chestnut Street, south for a distance of +/- 71 feet
Linden Street	North	Starting at the west curbline of circular driveway, west for a distance of +/- 53 feet
Ocean Avenue	West	Starting at a point +/- 100 feet south of the south curbline of Park Avenue, south for a distance of +/- 65 feet

Section 233-175, No Standing at Any Time**PLAINVIEW**

Street	Side	Location
Belmont Avenue		Starting at the southernmost portion of the driveway curb cut at 1A Belmont Avenue, and continuing +/- 67 feet to the southernmost portion of the driveway curb cut of 2 Belmont Avenue
Gerhard Road	East	Starting, at the south curbline of the driveway of House No. 14 Gerhard Road, south for a distance of +/- 14 feet

Section 233-175, No Standing at Any Time**PLAINVIEW**

Street	Side	Location
Old Country Road	South	Starting at a point +/- 40 feet west of the west curbline of Hope Drive, west for a distance of +/- 68 feet
Round Swamp Road	East	Starting at a point +/- 525 feet north of the incorporated Village of Farmingdale line, north to the south curbline of Winding Road, approximately 6/10 of a mile
Round Swamp Road	West	Starting at a point +/- 394 feet north of the north curbline of Quaker House Meeting Road, north to a point opposite the north curbline of Winding Road, approximately 6/10 of a mile

Section 233-175, No Standing at Any Time**SYOSSET**

Street	Side	Location
SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Cody Avenue		Starting at a point +/- 135 feet south of a point opposite the south curbline of Grove Street, north for a distance of +/- 300 feet

§ 233-176. through § 233-181. (Reserved)

DIVISION 10
Parking or Standing

§ 233-182. Unlawful parking or standing in no parking or standing zones.

It shall be unlawful for any person to park or stand a vehicle in any location established in this division as a no parking or standing zone, which zone shall have been appropriately signposted.

§ 233-183. No parking or standing at any time zones established; signposted.

The following locations are hereby established as no parking or standing at any time zones, which zones shall be appropriately signposted:

Section 233-183, No Parking or Standing at Any Time		
BETHPAGE		
Street	Side	Location
Benkert Street	North	Starting at the west curbline of Broadway, west for a distance of +/- 25 feet
Benkert Street	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 25 feet
Benkert Street	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 25 feet
Beverly Road	South	From Broadway, west for a distance of +/- 25 feet
Broadway	East	Starting at the north curbline of Beverly Road, north for a distance of +/- 50 feet
Broadway	East	Starting at the south curbline of Beverly Road, south for a distance of +/- 50 feet
Broadway	East	Starting at the south curbline of Central Avenue, south for a distance of +/- 25 feet
Broadway	East	Starting at the south curbline of Powell Avenue, south for a distance of +/- 25 feet
Broadway	West	Starting at the north curbline of Benkert Street, north for a distance of +/- 25 feet
Broadway	West	From Beverly Road, north for a distance of +/- 25 feet
Broadway	West	From Beverly Road, south for a distance of +/- 25 feet
Broadway	West	Starting at the north curbline of Washington Street, north for a distance of +/- 25 feet
Central Park Road	North	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 25 feet

Section 233-183, No Parking or Standing at Any Time**BETHPAGE**

Street	Side	Location
Central Park Road	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Central Park Road	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 25 feet
Central Park Road	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Hickey Boulevard	West	Starting at the north curbline of Central Avenue, north to its termination
Lafayette Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Lafayette Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Lee Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Lee Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Steuben Avenue	North	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Steuben Avenue	South	Starting at the west curbline of Stewart Avenue, west for a distance of +/- 25 feet
Stewart Avenue	East	Starting at a point +/- 40 feet north of the north curbline of Emma Street, north for a distance of +/- 104 feet
Stewart Avenue	West	Starting at the southerly curb of Kearny Street to the northerly curb of Central Avenue

Section 233-183, No Parking or Standing at Any Time**FARMINGDALE**

Street	Side	Location
Beach Street	East	Starting at a point +/- 153 feet from the north curbline of Spencer Street, north for a distance of +/- 147 feet
East Zoranne Drive	Southeast	Starting at a point +/- 275 feet east of Carol Place, northerly for a distance of +/- 128 feet

Section 233-183, No Parking or Standing at Any Time**GLEN HEAD**

Street	Side	Location
Dumond Place	East	Starting at a point +/- 193 feet north of the north curbline of Glen Head Road, north for a distance of +/- 47 feet

Section 233-183, No Parking or Standing at Any Time**HICKSVILLE**

Street	Side	Location
Briggs Street	East	Starting at the south curbline of Ronald Avenue, south for a distance of +/- 26 feet
Briggs Street	West	Starting at the south curbline of Ronald Avenue, south for a distance of +/- 35 feet
Jerusalem Avenue	East	Starting at the south curbline of Parc Lane, south for a distance of +/- 75 feet
Pollock Place	West	Starting at the north curbline of Woodbury Road, north for a distance of +/- 80 feet
Stewart Avenue	South	Starting at a point opposite the west curbline of Adobe Lane, east for a distance of +/- 160 feet

Section 233-183, No Parking or Standing at Any Time**JERICHO**

Street	Side	Location
Seventeenth Street	South	Starting at a point +/- 20 feet west of the west curbline of Broadway, west for a distance of +/- 22 feet

Section 233-183, No Parking or Standing at Any Time**MASSAPEQUA**

Street	Side	Location
Berkshire Place	North	Starting at the east curbline of Broadway, east for a distance of +/- 30 feet
Bertha Lane	North	Starting at the east curbline of Block Boulevard, east for a distance of +/- 33 feet
Brooklyn Avenue	North	Starting at the east curbline of Riverside Avenue, east for a distance of +/- 76 feet to driveway entrance

Section 233-183, No Parking or Standing at Any Time**MASSAPEQUA**

Street	Side	Location
Jomarr Court		Starting at the easternmost property line of House No. 2, east for a distance of +/- 22 feet
Lake Shore Boulevard	East	Starting at the north curbline of Merrick Road, north for a distance of +/- 30 feet

Section 233-183, No Parking or Standing at Any Time**OLD BETHPAGE**

Street	Side	Location
JoAnne Drive	North	Starting at a point +/- 87 feet west of the west curbline of Frankie Lane, west for a distance of +/- 97 feet, then north for a distance of +/- 77 feet
JoAnne Drive	South	Starting at a point +/- 115 feet west of the west curbline of Barry Lane West, west for a distance of +/- 138 feet then north for a distance of +/- 115 feet

Section 233-183, No Parking or Standing at Any Time**PLAINVIEW**

Street	Side	Location
Orchard Street	West	Starting at a point opposite the north curbline of Fern Place, and north +/- 35 feet by the stop sign, north for a distance of +/- 15 feet

Section 233-183, No Parking or Standing at Any Time**SYOSSET**

Street	Side	Location
South Oyster Bay Road	West	Starting at the south curbline of Avon Court, south to the westbound entrance of Northern State Parkway
Underhill Avenue	West	Starting at the north curbline of Woodcrest Drive, north for a distance of +/- 200 feet
Underhill Avenue	West	Starting at the south curbline of Woodcrest Drive, south for a distance of +/- 200 feet
Whitney Avenue	South	Starting at the east curbline of Queens Street, east for a distance of +/- 30 feet

§ 233-184. No parking or standing zones during certain hours or days established; signposted.

The following locations are hereby established as no parking or standing zones during the hours and days designated in this section, which zones shall be appropriately signposted.

Section 233-184, No Parking or Standing During Certain Hours or Days		
BETHPAGE		
Street	Side	Location
ON ANY DAY		
7:00 A.M. TO 8:00 P.M.		
Farmers Avenue		Starting at a point +/- 33 feet west of the west curbline of Evergreen Avenue, west for a distance of +/- 168 feet
ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS		
7:00 A.M. TO 9:00 A.M.		
Burkhardt Avenue	South	Starting at the east curbline of Stewart Avenue, east for a distance of +/- 310 feet
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 5:00 P.M.		
Stewart Avenue	West	Between Pine Avenue and Farmers Avenue
Sycamore Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 150 feet
8:00 A.M. TO 10:00 A.M.		
Enness Avenue	North	Starting at the east curbline of Iram Place, east for a distance of +/- 93 feet
Enness Avenue	South	Starting at a point +/- 133 feet east of the east curbline of Stewart Avenue, east for a distance of +/- 46 feet
Iram Place	East	Starting at the north curbline of Enness Avenue, south for a distance of +/- 83 feet
11:00 A.M. TO 1:00 P.M.		
Burkhardt Avenue	North	Starting at a point +/- 68 feet west of the north curbline of Broadway, west for a distance of +/- 58 feet
SCHOOL DAYS		
7:00 A.M. TO 4:00 P.M.		

Section 233-184, No Parking or Standing During Certain Hours or Days**BETHPAGE**

Street	Side	Location
Stewart Avenue	East	Starting at a point +/- 106 feet south of the south curbline of Roosevelt Avenue, south for a distance of +/- 319 feet
8:00 A.M. TO 4:00 P.M.		
Cypress Avenue	North	Starting at the east curbline of Spruce Avenue, east for a distance of +/- 84 feet
Spruce Avenue	East	Starting at the north curbline of Cypress Avenue, north for a distance of +/- 72 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**FARMINGDALE**

Street	Side	Location
ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
Tenth Avenue	South	Starting at the east curbline of Woodward Parkway, east for a distance of +/- 89 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**GLEN HEAD**

Street	Side	Location
7:00 A.M. TO 7:00 P.M.		
Chestnut Avenue	North	Starting at a point +/- 115 feet east of the east curbline of Glen Cove Avenue, east for a distance of +/- 124 feet
Chestnut Avenue	South	Starting at a point +/- 97 feet east of the east curbline of Glen Cove Avenue, east for a distance of +/- 196 feet
6:00 P.M. TO 3:00 A.M.		
Wall Street	East	Starting at a point +/- 105 feet south of the south curbline of Glen Head Road, south to the north curbline of School Street
Wall Street	West	Starting at a point +/- 95 feet south of the south curbline of Glen Head Road, south for a distance of +/- 127 feet
Wall Street	West	Starting at a point +/- 314 feet south of the south curbline of Glen Head Road, south to the north curbline of School Street

Section 233-184, No Parking or Standing During Certain Hours or Days		
GLEN HEAD		
Street	Side	Location
10:00 A.M. TO 2:00 P.M.		
Chestnut Avenue	South	Starting at a point +/- 293 feet east of the east curbline of Glen Cove Avenue, east for a distance of +/- 50 feet
Chestnut Avenue	South	Starting at a point +/- 343 feet east of the east curbline of Glen Cove Avenue, east for a distance of +/- 78 feet
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
8:00 A.M. TO 10:00 A.M.		
Chestnut Street	South	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 90 feet
Locust Avenue	North	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 113 feet
Locust Avenue	North	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 135 feet
Locust Avenue	South	Starting at the east curbline of Oaklawn Avenue, east for a distance of +/- 167 feet
Locust Avenue	South	Starting at the west curbline of Oaklawn Avenue, west for a distance of +/- 135 feet
Oaklawn Avenue	East	Starting at the south curbline of Chestnut Avenue, south for a distance of +/- 75 feet
Oaklawn Avenue	East	Starting at the north curbline of Locust Avenue, north for a distance of +/- 80 feet
Oaklawn Avenue	East	Starting at the south curbline of Locust Avenue, south for a distance of +/- 130 feet
Oaklawn Avenue	East	Starting at a point +/- 210 feet south of the east curbline of Locust Avenue, south for a distance of +/- 42 feet
SCHOOL DAYS		
8:00 A.M. TO 3:00 P.M.		
Falmouth Lane	East	Starting at a point +/- 60 feet north of the north curbline of Plymouth Drive South, north for a distance of +/- 125 feet
Falmouth Lane	East	Starting at a point +/- 40 feet north of the north curbline of Salem Way, north for a distance of +/- 45 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**GLEN HEAD**

Street	Side	Location
Falmouth Lane	East	Starting at a point +/- 251 feet north of the north curbline of Salem Way, north for a distance of +/- 80 feet
Falmouth Lane	West	Starting at a point +/- 160 feet north of the north curbline of Plymouth Drive South, north for a distance of +/- 73 feet
Glen Lane	West	Starting at the west curbline of Salem Way, north for a distance of +/- 83 feet
Salem Way	North	Starting at the east curbline of Falmouth Lane, east to the west curbline of Glen Lane
Salem Way	South	Starting at the east curbline of Falmouth Lane, east for a distance of +/- 210 feet

PARKING PERMITTED ON EVEN-NUMBERED DAYS

Maiden Lane	North	Starting at the west curbline of Roslyn Drive, east to the west curbline of Glen Cove Drive
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PARKING PERMITTED ON ODD-NUMBERED DAYS

Maiden Lane	South	Starting at the east curbline of Roslyn Drive, east to the west curbline of Glen Cove Drive
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Section 233-184, No Parking or Standing During Certain Hours or Days**HICKSVILLE**

Street	Side	Location
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ANY DAY

8:00 P.M. TO 8:00 A.M.

Acre Lane	East	Starting at the northernmost property line of House No. 1 Abbot Lane (side property), north for a distance of +/- 100 feet
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EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS

9:00 A.M. TO 4:00 P.M.

New South Road	East	Starting at a point opposite the north curbline of Somerset Avenue, north to a point opposite the north curbline of Mineola Avenue
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10:00 A.M. TO 12:00 NOON

Section 233-184, No Parking or Standing During Certain Hours or Days**HICKSVILLE**

Street	Side	Location
Sackett Street	West	Starting at a point +/- 114 feet north of the southernmost curbline of the dead end, north for a distance of +/- 45 feet
ON SCHOOL DAYS		
7:00 A.M. TO 3:00 P.M.		
Winter Lane	South	Starting at the east curbline of Meeting Lane, east for a distance of +/- 124 feet
7:00 A.M. TO 8:30 A.M.		
Second Street	North	Starting at a point +/- 55 feet east of the extended east curbline of Jerusalem Avenue, east to the west curbline of Sterling Place
8:00 A.M. TO 2:00 P.M.		
Fourth Street	North	Starting at the west curbline of Jerusalem Avenue, west for a distance of +/- 95 feet
Fourth Street	North	Starting at a point +/- 155 feet west of the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
8:00 A.M. TO 4:00 P.M.		
Fifth Street	South	Starting at a point +/- 105 feet west of the west curbline of Jerusalem Avenue, west for a distance of +/- 120 feet
Fifth Street	South	Starting at a point +/- 285 feet west of the west curbline of Jerusalem Avenue, west to the east curbline of Division Avenue
Division Avenue	East	Starting at a point +/- 15 feet south of the south curbline of Seventh Street, south for a distance of +/- 104 feet
3:00 P.M. TO 4:00 P.M.		
Blueberry Lane	North	Starting from a point +/- 175 feet east of the east curbline of Bridle Lane east, easterly to a point +/- 150 feet west of a point opposite the west curbline of Boxwood Lane

Section 233-184, No Parking or Standing During Certain Hours or Days		
MASSAPEQUA		
Street	Side	Location
ON ANY DAY		
Merrick Road	North	Starting at a point +/- 190 feet west of the west curbline of Lake Shore Drive, west to the east curbline of Ocean Avenue
6:00 A.M. TO 7:00 P.M.		
Hamilton Avenue	North	Starting at a point +/- 115 feet west of the west curbline of Broadway, west for a distance of +/- 60 feet
4:00 P.M. TO 9:00 P.M.		
Jerusalem Avenue	North	Starting at a point +/- 128 feet east of the east curbline of Broadway, east for a distance of +/- 67 feet
9:00 P.M. TO 6:00 A.M.		
Alhambra Road		At the parking area located at the southerly most termination of the road, starting at the northwest corner of the parking lot, south for a distance of +/- 78 feet, then east to the southeast corner of the parking lot
ON ANY DAY EXCEPT SUNDAYS AND HOLIDAYS		
Clark Avenue	South	Starting at a point +/- 143 feet west of the west curbline of Franklin Avenue, west for a distance of +/- 60 feet
New Hampshire Avenue	South	Starting at a point +/- 58 feet east of the east curbline of Broadway, east for a distance of +/- 69 feet
7:00 A.M. TO 7:00 P.M.		
New York Avenue	South	From the east curbline of Ocean Avenue, east to the west curbline of Parkside Boulevard
ON ANY DAY EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
11:00 A.M. TO 3:00 P.M.		
West End Avenue	West	Starting at a point +/- 311 feet south of the west curbline of Merrick Road, south for a distance of +/- 35 feet
ON SUNDAYS		
7:00 A.M. TO 3:00 P.M.		

Section 233-184, No Parking or Standing During Certain Hours or Days**MASSAPEQUA**

Street	Side	Location
Bayview Avenue	West	Starting at a point +/- 55 feet south of the south curbline of Merrick Road, south for a distance of +/- 100 feet
Bayview Avenue	West	Starting at a point +/- 220 feet south of the south curbline of Merrick Road, south to the north curbline of Morton Avenue
ON FRIDAYS		
3:00 A.M. TO 7:00 A.M.		
Broadway	East	Starting at the north curbline of Veterans Boulevard, north to the south curbline of New York Avenue
ON MONDAYS THROUGH FRIDAYS		
8:00 A.M. TO 10:00 A.M. AND 2:30 P.M. TO 4:30 P.M.		
Broadway	East	Starting at the northernmost property line of Store No. 22, south for a distance of +/- 50 feet
8:00 A.M. TO 6:00 P.M.		
Massachusetts Avenue	South	Starting at a point +/- 128 feet west of the west curbline of Broadway, west for a distance of +/- 138 feet
8:00 A.M. TO 8:00 P.M.		
North Richmond Avenue	South	Starting at a point +/- 107 feet east of the east curbline of North Broadway, east for a distance of +/- 100 feet
10:00 A.M. TO 5:00 P.M.		
North Nassau Avenue		Starting at a point +/- 88 feet east of the east curbline of Broadway, east for a distance of +/- 72 feet
ON FRIDAYS AND SATURDAYS		
6:00 P.M. TO 10:00 P.M.		
Block Boulevard	West	Starting at a point +/- 40 feet south of the south curbline of Harmony Drive, south for a distance of +/- 67 feet
Block Boulevard	West	Starting at a point +/- 181 feet south of the south curbline of Harmony Drive, south for a distance of +/- 67 feet
Block Boulevard	West	Starting at the north curbline of Nevin Terrace, north for a distance of +/- 137 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**MASSAPEQUA**

Street	Side	Location
Harmony Drive	East	Starting at a point +/- 366 feet west then south of the west curbline of Block Boulevard, south for a distance of +/- 63 feet
Harmony Drive	South	Starting at a point +/- 40 feet west of the west curbline of Block Boulevard, west for a distance of +/- 257 feet
Harmony Drive	West	Starting at the north curbline of Glengariff Road, north for a distance of +/- 100 feet
Harmony Drive	West	Starting at a point +/- 168 feet north of the north curbline of Glengariff Road, around to a point +/- 40 feet west of the west curbline of Block Boulevard

ON SATURDAYS AND SUNDAYS

2:00 P.M. TO 7:00 P.M.

North Richmond Avenue	South	Starting at a point +/- 107 feet east of the east curbline of Broadway, east for a distance of +/- 100 feet
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ON SCHOOL DAYS

7:00 A.M. TO 5:00 P.M.

Baltimore Avenue	South	Starting at the east curbline of Ocean Avenue, east for a distance of +/- 276 feet
North Baldwin Drive	West	Starting at the south curbline of North Kentucky Avenue, south to the north curbline of North Iowa Avenue

8:00 A.M. TO 3:00 P.M.

Beaumont Avenue	North	Starting at the west curbline of Park Boulevard, west for a distance of +/- 82 feet
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8:00 A.M. TO 4:00 P.M.

Baltimore Avenue	North	Starting at a point +/- 840 feet west of the west curbline of Parkside Boulevard, west for a distance of +/- 200 feet
School Street	South	Starting at a point +/- 40 feet west of the west curbline of Massapequa Avenue, west for a distance of +/- 50 feet
Unqua Road	West	Starting at a point +/- 55 feet south of a point opposite the south curbline of Burton Lane South, south for a distance of +/- 122 feet

9:00 A.M. TO 2:30 P.M.

Section 233-184, No Parking or Standing During Certain Hours or Days**MASSAPEQUA**

Street	Side	Location
Arlyn Drive West	West	Starting at a point +/- 159 feet north of the north west curbline of Merrick Road, north for a distance of +/- 74 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**MASSAPEQUA PARK**

Street	Side	Location
SUNDAYS		
7:00 A.M. TO 2:00 P.M.		
Poppy Drive	West	Starting at a point +/- 76 feet south of the south curbline of Linden Street, south for a distance of +/- 65 feet
SCHOOL DAYS		
10:00 A.M. TO 3:00 P.M.		
Conde Lane	North	Starting at the west curbline of Unqua Road, west for a distance of +/- 270 feet
Conde Lane	South	Starting at the west curbline of Unqua Road, west for a distance of +/- 244 feet
Conde Lane	South	Starting at a point +/- 299 feet west of the west curbline of Unqua Road, west for a distance of +/- 60 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**OLD BETHPAGE**

Street	Side	Location
ANY DAY		
7:00 A.M. TO 7:00 P.M.		
Old Bethpage Road	East	Starting at a point +/- 308 feet from the west curbline of Round Swamp Road, north following the curvature of the road for a distance of +/- 700 feet

Section 233-184, No Parking or Standing During Certain Hours or Days**OYSTER BAY**

Street	Side	Location
MONDAY TO FRIDAY		
Audrey Avenue	South	Starting at a point +/- 90 feet west of the west curbline of South Street, west for a distance of +/- 35 feet
8:00 A.M. TO 5:00 P.M.		
Burtis Avenue	North	Starting at the east curbline of Ivy Street, east to the west curbline of McCouns Lane
Burtis Avenue	South	Starting at the east curbline of Ivy Street, east to the west curbline of McCouns Lane
WEDNESDAYS AND THURSDAYS		
12:00 NOON TO 4:00 P.M.		
LOADING ZONE		
East Main Street	South	Starting at a point +/- 108 feet east of the east curbline of South Street, east for a distance of +/- 50 feet
FRIDAYS		
4:00 A.M. TO 7:00 A.M.		
East Main Street	North	Starting at a point +/- 13 feet from the west curbline of Florence Avenue, west for a distance of +/- 78 feet
East Main Street	North	Starting at a point +/- 178 feet west of the west curbline of Florence Avenue, west to a point +/- 60 feet east of the east curbline of White Street

Section 233-184, No Parking or Standing During Certain Hours or Days**PLAINVIEW**

Street	Side	Location
ON ANY DAY		
9:30 A.M. TO 9:00 P.M.		
Pamela Court	North	Starting at the west curbline of Belmont Avenue, around to the south side of Pamela Court, ending at the west curbline of Belmont Avenue
9:00 P.M. TO 7:00 A.M.		

Section 233-184, No Parking or Standing During Certain Hours or Days		
PLAINVIEW		
Street	Side	Location
Eileen Avenue	North	In front of Town of Oyster Bay Parklet B-6, starting at the westernmost end of the parklet property, east for a distance of +/- 335 feet to the easternmost property line of the parklet
EXCEPT SATURDAYS AND SUNDAYS		
8:00 A.M. TO 6:00 P.M.		
Sylvia Lane	East	Starting at a point +/- 187 feet north of the north curbline of Old Country Road, north for a distance of +/- 146 feet
ON SCHOOL DAYS		
Jamaica Avenue	South	Starting at a point opposite the west curbline of Oak Drive, west to a point opposite the east curbline of Kent Place
7:00 A.M. TO 4:00 P.M.		
Orchard Street	East	Starting at the south curbline of Fern Place, south for a distance of +/- 138 feet
Orchard Street	West	Starting at a point +/- 55 feet opposite the north curbline of Fern Place, south for a distance of +/- 138 feet
8:00 A.M. TO 4:00 P.M.		
Central Park Road	West	Starting at a point +/- 50 feet south of the south curbline of Midwood Drive, south to a point +/- 50 feet north of the north curbline of Pine Street
Jamaica Avenue	North	Starting at a point +/- 30 feet east of the east curbline of Kent Place, east for a distance of +/- 485 feet
THURSDAY THROUGH SUNDAY		
3:00 P.M. TO 9:00 P.M.		
Nathan Drive	North	Starting at the east curbline of Belmont Avenue, east for a distance of +/- 161 feet
Nathan Drive	South	Starting at the east curbline of Belmont Avenue, east to the west curbline of Sterling Court
FRIDAYS		
7:00 P.M. TO 12:00 MIDNIGHT		
Oak Drive	East	Starting at a point +/- 199 feet north of the north curbline of Jamaica Avenue, north to the south curbline of Cedar Drive West

Section 233-184, No Parking or Standing During Certain Hours or Days**PLAINVIEW**

Street	Side	Location
SATURDAYS		
7:00 A.M. TO 7:00 P.M.		
Oak Drive	East	Starting at a point +/- 199 feet north of the north curbline of Jamaica Avenue, north to the south curbline of Cedar Drive West

Section 233-184, No Parking or Standing During Certain Hours or Days**SYOSSET**

Street	Side	Location
ON ANY DAY		
8:00 A.M. TO 4:00 P.M.		
6:00 P.M. TO 6:00 A.M.		
Railroad Avenue	East	Starting at the north curbline of Walters Avenue, north for a distance of +/- 95 feet
Park Drive East	East	Starting at a point opposite the south curbline of Debra Place, south for a distance of +/- 307 feet
Park Drive East	West	Starting at a point +/- 125 feet south of the south curbline of Debra Place, south for a distance of +/- 173 feet to the beginning of the school property line
EXCEPT SATURDAYS, SUNDAYS AND HOLIDAYS		
7:00 A.M. TO 10:00 A.M.		
Honey Drive	East	Starting at a point +/- 60 feet south of the south curbline of Convent Road, south for a distance of +/- 165 feet
Honey Drive	West	Starting at a point +/- 60 feet south of the south curbline of Convent Road, south for a distance of +/- 140 feet
8:00 A.M. TO 10:00 A.M.		
East Street	North	Starting at the east curbline of Berry Hill Road, east for a distance of +/- 121 feet
East Street	North	Starting at a point +/- 199 feet east of the east curbline of Berry Hill Road, east to the west curbline of Woodbury Way

Section 233-184, No Parking or Standing During Certain Hours or Days		
SYOSSET		
Street	Side	Location
Ira Road [Repealed 7-12-2022 by L.L. No. 7-2022]		
Ira Road [Repealed 7-12-2022 by L.L. No. 7-2022]		
Ira Road [Added 7-12-2022 by L.L. No. 7-2022]	South	Starting at the east curbline of Nathan Court, east for a distance of +/- 77 feet
Sherman Drive	South	Starting at the east curbline of Greenway Drive North, east for a distance of +/- 75 feet
Sherman Drive	South	Starting at the west curbline of Greenway Drive North, west for a distance of +/- 227 feet
Sherman Drive	South	Starting at the east curbline of Ira Road, east for a distance of +/- 160 feet
Sherman Drive	West	Starting at a point +/- 160 feet south of the west curbline of Ira Road, south for a distance of +/- 65 feet
Woodbury Way	East	Starting at a point +/- 38 feet north of a point opposite the north curbline of Church Street, north for a distance of +/- 200 feet
Woodbury Way	West	Starting at the north curbline of Church Street, north for a distance of +/- 145 feet
8:00 A.M. TO 2:00 P.M.		
Humphrey Drive	West	Starting at a point +/- 30 feet south of the south driveway curbline of Variety Child Learning Center, opposite the south curbline of Dorcas Avenue, south for a distance of +/- 145 feet
8:00 A.M. TO 4:00 P.M.		
Humphrey Drive	West	Starting at a point opposite the north curbline of Dorcas Avenue, north to the south curbline of Dawes Avenue
10:00 A.M. TO 12:00 NOON		
Nathan Court	East	Starting at the south curbline of Ira Road, south for a distance of +/- 332 feet

Section 233-184, No Parking or Standing During Certain Hours or Days		
SYOSSET		
Street	Side	Location
Nathan Court	West	Starting at a point +/- 30 feet south of the south curbline of Ira Road, south for a distance of +/- 205 feet
Nathan Court	West	Starting at a point +/- 235 feet south of the south curbline of Ira Road, south for a distance of +/- 45 feet
12:00 NOON TO 2:00 P.M.		
Woodbury Way	West	Starting at a point +/- 66 feet north of the north curbline of East Street, north to the south curbline of Church Street

§ 233-185. through § 233-189. (Reserved)

DIVISION 11
Parking or Stopping

§ 233-190. Unlawful parking or stopping in no parking or stopping zones.

It shall be unlawful for any person to park or stop a vehicle in any no parking or stopping zone established in this division, which zone shall have been appropriately signposted.

§ 233-191. No parking or stopping zones established; signposting.

The following locations are hereby established as no parking or stopping zones, and shall be appropriately signposted:

Section 233-191, No Parking or Stopping Zones		
MASSAPEQUA		
Street	Side	Location
North Pine Street	South	Starting at the intersection of Rutland Road, southeast for a distance of +/- 130 feet
ON SCHOOL DAYS		
8:00 A.M. TO 4:00 P.M.		
Baltimore Avenue	South	Starting at a point +/- 170 feet west of a point opposite the west curbline of Ocean Avenue, east for a distance of +/- 520 feet
Carman Road	East	Starting at the north curbline of Dorothy Gate, north for a distance of +/- 46 feet
Carman Road	West	Starting at the north curbline of Main Gate, north for a distance of +/- 320 feet
Hunter Ridge Road East	West	Starting at the north curbline of Wyngate Drive, north to the south curbline of Banbury Road
North Delaware Avenue	North	Starting at a point +/- 270 feet east of the east curbline of Brookline Drive, east for a distance of +/- 175 feet
Pittsburgh Avenue	North	Starting at a point +/- 56 feet east of the east curbline of Broadway, east to a point +/- 30 feet west of the west curbline of Ocean Avenue
Pittsburgh Avenue	North	Starting at a point +/- 30 feet east of a point opposite the east curbline of Ocean Avenue, east for a distance of +/- 490 feet
Wyngate Drive	North	Starting at the west curbline of Hunter Ridge Road East, west for a distance of +/- 50 feet

§ 233-192. through § 233-201. (Reserved)

ARTICLE IV
Restrictions On Use Of Streets

DIVISION 1
(Reserved)

§ 233-202. through § 233-211. (Reserved)

DIVISION 2
Operation of Trucks

§ 233-212. Unlawful operation of trucks on streets where through trucking is prohibited.

It shall be unlawful for any person to operate a truck, as through traffic, upon such street established in this division as closed to through trucks, and appropriately signposted.

§ 233-213. Unlawful operation of trucks over four tons gross weight on certain streets.

It shall be unlawful for any person to operate any truck weighing in excess of four tons gross weight upon such streets closed in this division to such trucks, and which streets are appropriately signposted.

§ 233-214. Streets closed to through trucks; signposting.

The following streets are hereby closed to trucks operating as through traffic, except local deliveries, and shall be appropriately signposted:

Section 233-214, Streets Closed to Through Trucks	
Street	Location
HICKSVILLE	
Somerset Avenue	Starting at the east curbline of Broadway to the west curbline of New South Road
JERICHO	
South Marginal Road	Starting at a point +/- 251 feet east of Livingston Road, east for a distance of +/- 4,424 feet
LOCUST VALLEY	
South Fifth Street	From Elm Street to Forest Avenue
PLAINVIEW	
Sunnyside Boulevard	Starting at the east curbline of Manetto Hill Road to the east curbline of Pal Street

§ 233-215. Streets which are closed to trucks of more than four tons gross weight except local delivery; signposted.

The following streets, when appropriately signposted, are hereby closed to the operation of trucks having a gross weight of more than four tons, except local delivery:

Section 233-215, Streets Closed to Trucks of More than Four Tons**BETHPAGE**

Street	Location
An area bounded by Harrison Avenue on the north, Central Avenue on the south, North Robert Damm Street on the east, and the Town of Hempstead Line on the west	
Adams Gate	
Arthur Avenue	
Balsam Place	From Evergreen Avenue to Stewart Avenue
Berry Hill Lane	Between Stewart Avenue and Union Avenue
Beverly Place	From Broadway to Stewart Avenue
Brenner Avenue	Between Route 107 and Stewart Avenue
Broadway	South of Central Avenue
Burkhardt Avenue	From Broadway to Stewart Avenue
Cambridge Avenue	Between Powell Avenue and Revere Avenue
Cedar Street	From Evergreen Avenue to Stewart Avenue
Concord Avenue	Between Powell Avenue and Revere Avenue
Crescent Drive	
Cypress Street	From Spruce Street to Stewart Avenue
Dennis Lane	Between Stewart Avenue and Elizabeth Drive
Emma Street	
Enness Avenue	From Broadway to Stewart Avenue
Farragut Road	Old Bethpage
Floral Avenue	Between Spruce Avenue and Old Country Road
Gable Gate	
Helena Avenue	
Hermann Avenue	
John Drive	
Lafayette Avenue	From Stewart Avenue to Sheridan Avenue
Laurel Place	North side, +/- 20 feet west of the west curbline of Sheridan Avenue
Lee Avenue	At the northwest corner of Stewart Avenue
Linden Road	From Broadway to Stewart Avenue
Maple Road	From Broadway to Stewart Avenue
Nibbe Lane	Between Broadway and Lexington Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**BETHPAGE**

Street	Location
Norcross Avenue	Between Powell Avenue and Revere Avenue
North Butehorn Street	Between Central Avenue and Harrison Avenue
Park Avenue	
Pershing Avenue	From Central Avenue to Lafayette Avenue
Pine Street	From Evergreen Avenue to Stewart Avenue
Russell Avenue	
Sheridan Avenue	From Central Avenue to Jackson Avenue
Spruce Street	From Evergreen Street to Cherry Street
Sycamore Road	From Broadway to Stewart Avenue
William Street	
Windhorst Avenue	

Section 233-215, Streets Closed to Trucks of More than Four Tons**EAST NORWICH**

Street	Location
Locust Avenue	From Route 106 to Muttontown Lane
Muttontown Lane	From Route 25A to Locust Avenue
Sugar Toms Lane	Between Northern Boulevard and Pine Hollow Road
Vernon Avenue	From Route 106 to Muttontown Lane
Walnut Avenue	From Route 106 to Muttontown Lane

Section 233-215, Streets Closed to Trucks of More than Four Tons**FARMINGDALE**

Street	Location
Beach Street	Between Hempstead Turnpike and Spencer Street
Beverly Road	Between Heisser Lane and Merritts Road
Colonial Drive	Between Merritts Road and East Gate
Cort Place	Between Merritts Road and Cinque Drive
Eagle Lane	Between Washington Street and Lois Lane
East Gate	Between Hempstead Turnpike and Colonial Drive
Eve Drive	On the south side, west of Carmans Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**FARMINGDALE**

Street	Location
Fallwood Parkway	East and west between Merritts Road and Main Street
Garfield Avenue	Between Heisser Lane and Merritts Road
Gateway	Between Carmans Road and Kent Lane
Laurie Drive	Between Merritts Road and Cinque Drive
Lockwood Avenue	Between Woodward Parkway and Main Street
Marion Street	Between Main Street and Staples Street
McKinley Avenue	Between Heisser Lane and Merritts Road
Melville Road	East and westbound, from the incorporated Village of Farmingdale Village line to the Suffolk County line
Michel Avenue	Between Woodward Parkway and Main Street
Motor Avenue	From the east curbline of Merritts Road to the west curbline of Main Street
Paula Drive	On the north side, west of Main Street
Powell Street	Between Motor Avenue and Fallwood Parkway
Quaker Meeting House Road	From the south curbline of Central Avenue to the south curbline of Bethpage Road
Reese Place	Between Merritts Road and Walland Avenue
Saxon Road	East of Carmans Road
Tudor Road	Between Heisser Lane and Merritts Road
Vandewater Street	Between Motor Avenue and Fallwood Parkway
West Chestnut Street	Between Hempstead Turnpike and Spencer Street
West Gate	Between Hempstead Turnpike and Colonial Drive
West Oak Street	Between Hempstead Turnpike and Spencer Street
West Walnut Street	Between Hempstead Turnpike and Spencer Street

Section 233-215, Streets Closed to Trucks of More than Four Tons**GLEN HEAD**

Street	Location
Brookwood Street	From Glen Head Road to Smith Street
Cabrus Road	Between Meadow Lane and Knot Drive
Crossways	Between Frost Pond Road and High Farms Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**GLEN HEAD**

Street	Location
Frost Pond Road	Between Piping Rock Road and the City of Glen Cove boundary line
Glen Cove Drive	Between Glen Head Road and The Promenade
High Farms Road	Between Greenvale-Glen Cove Road and Brookville Lane
Orchard Street	From South Glenwood Road to Glen Head Road
Scudders Lane	From the west curbline of Glen Cove Avenue, west to the east curbline of Cody Avenue
Smith Street	From Cody Avenue to Glen Cove Avenue
Willard Place	From Glen Head Road to Smith Street

Section 233-215, Streets Closed to Trucks of More than Four Tons**GREENVALE**

Street	Location
Helen Street	Between Glen Cove Road and Marion Street
Osborne Lane	Between Glen Cove Road and Addison Lane

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
All intersecting streets in the area bounded by Old Country Road on the north; Jerusalem Avenue on the west; Broadway (Hicksville-Massapequa Road) on the east; and the Town of Oyster Bay-Town of Hempstead boundary line on the south	
First Street	Between Broadway and Frevert Place
First Street	Between Jerusalem Avenue and Newbridge Road
First Street	From Newbridge Road to Jerusalem Avenue
Second Street	In either direction between Jerusalem Avenue and Newbridge Road
Second Street	Between Jerusalem Avenue and Sterling Place
Fourth Street	Between Broadway and Jerusalem Avenue
Fifth Street	Either direction, between Jerusalem Avenue and Fifth Avenue
Sixth Street	Either direction, between Jerusalem Avenue and Fifth Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
Seventh Street	Either direction, between Jerusalem Avenue and Fifth Avenue
Eighth Street	Either direction, between Jerusalem Avenue and Lee Avenue
Ninth Street	Between Fifth Avenue and Division Avenue
Eleventh Street	Between Jerusalem Avenue and Fifth Avenue
Thirteenth Street	Westerly from Broadway to Kuhl Avenue
Sixteenth Street	Westerly from Broadway to Roy Street
Seventeenth Street	Westerly from Broadway to Gardner Avenue
Alan Crest Drive	Between Bloomingdale Road and Barrister Road
Albany Street	Between Newbridge Road and Monroe Avenue
Albert Road	Between Bloomingdale Road and Belmart Road
Ballpark Lane	Between Newbridge Road and Beech Lane
Balsam Lane	Between Garden Boulevard and Cottage Boulevard
Barter Lane	From Newbridge Road to Gull Road
Beech Lane	Between Levittown Parkway and Blueberry Lane
Benjamin Avenue	East from a point +/- 14 feet north of the north curbline of Border Street
Benjamin Avenue	Between Duffy Avenue and Border Street
Bethpage Road	North side from the east curbline of Twinlawns Avenue, east for a distance of +/- 16 feet
Birchwood Park Drive	Between Miller Road and South Oyster Bay Road
Bloomingdale Road	Between Broadway and Town of Hempstead line
Boblee Avenue	
Boblee Lane	Between Bethpage Road and Seymour Lane
Boulevard Drive	From Division Avenue to Glenbrook Road
Briggs Street	Between Woodbury Road and its dead end
Burkland Lane	East side, north of the north curbline of Old Country Road
Burns Avenue	Between West John Street and Sixteenth Street
Cantiague Lane	Between Cantiague Rock Road and Ambers Court

Section 233-215, Streets Closed to Trucks of More than Four Tons	
HICKSVILLE	
Street	Location
Cedar Street	In either direction, from Plainview Road to Woodbury Road
Centre Street	In either direction from Woodbury Road to Heitz Place
Chain Lane	Either direction, between Jerusalem Avenue and Scooter Lane
Chance Street	On the east side, 25 feet north of the north curbline of Old Country Road
Charles Street	In either direction, between East Marie Street and Old Country Road
Charles Street	Between Woodbury Road and its dead end
Chestnut Street	In either direction, from East Street to Cliff Drive
Cliff Drive	In either direction, from Plainview Road to Woodbury Road
Clinton Avenue	Between Miller Place and Ketchams Road
Clinton Street	In either direction, from Park Avenue to Kraemer Street
Combes Avenue	Between Duffy Avenue and Border Street
Cornwall Street	East side, north of the north curbline of Old Country Road
Cottage Boulevard	From Farm Lane, to Linden Boulevard
David Avenue	Between Miller Place and Moeller Street
East Cherry Street	In either direction, from East Marie Street to Kraemer Street
East End Avenue	
East John Street	Between North Broadway and Bay Avenue
East Street	In either direction, from Woodbury Road to Plainview Road
Elm Street	In either direction, from Plainview Road to Woodbury Road
Field Avenue	Between South Oyster Bay Road and New South Road
Fountain Street	In either direction, from Heitz Place to Woodbury Road
Frank Avenue	Between Miller Place and Vincent Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
Franklin Avenue	Between Bay Avenue and Bethpage Road
Frevert Place	Between Old Country Road and First Street
Garden Street	
Gardner Avenue	On the east side, from a point +/- 20 feet north of the north curbline of West John Street
Gardner Avenue	Northerly from West John Street to Seventeenth Street
Gerald Avenue	Between Hicksville Road and New South Road
Glenbrook Road	From Division Avenue to Newbridge Road
Grove Street	Between Bay Avenue and Bethpage Road
Gull Road	From the Town of Oyster Bay line, north to Lantern Lane
Harding Avenue	In either direction, from Plainview Road to Woodbury Road
Harnat Court	On the south side, at a point 30 feet east of the east curbline of Jerusalem Avenue
Heitz Place	From Park Avenue to Bay Avenue
Heitz Place	In either direction, from Park Avenue to East Street
Henry Place	In either direction, from Park Avenue to Raymond Street
Herman Avenue	Between the east curbline of Bay Avenue and the west curbline of Park Avenue
Honved Street	
Hudson Street	Between Newbridge Road and Monroe Avenue
Ida Avenue	Between Briggs Street and Ketchams Road
James Street	In either direction, from Broadway to Maple Place
Jerome (Irwin) Avenue	Between Miller Place and Vincent Road
Ketcham Avenue	Between Miller Place and Ketchams Road
Ketchams Road	Starting at Woodbury Road to Birchwood Park Drive
Kingston Avenue	Between Newbridge Road and West Avenue
King Street	
Kraemer Street	In either direction, between East Marie Street and Old Country Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
Kuhl Avenue	On the east side, from a point +/- 20 feet north of the north curbline of West John Street
Kuhl Avenue	Northerly from West John Street to Princess Avenue (Thirteenth Street)
Lee Place	East side, north of the north curbline of Old Country Road
Lenox Avenue	Between Bay Avenue and North Broadway
Levittown Parkway	North and southbound, between Old Country Road and the Town of Oyster Bay boundary line
Linden Avenue	
Liszt Street	Starting at Woodbury Road to Ketchams Road
Loretta Lane	West side, south of the south curbline of Duffy Avenue
Lottie Avenue	Between Bay Avenue and Park Avenue
Mack Avenue	Between Briggs Street and Ketchams Road
Maple Place	In either direction, between West John Street and James Street
Marvin Avenue	Between Broadway and New South Road
Marvin Avenue	South side, +/- 30 feet east of the east curbline of South Broadway
Mayfair Lane	West side, south of the south curbline of Duffy Avenue
McAlester Avenue	In either direction, from Duffy Avenue to Old Country Road
McKinley Avenue	In either direction, from Plainview Road to Heitz Place
Meade Avenue	In either direction, from Duffy Avenue to Old Country Road
Meadow Lane	Between South Oyster Bay Road and New South Road
Meran Place	Between South Oyster Bay Road and East End Avenue
Michigan Drive	Between Bloomingdale Road and Linden Boulevard
Miller Road	North and southbound between Miller Place and Woodbury Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
Mineola Avenue	Either direction, between New South Road and Hicksville Road
Moeller Street	Between Woodbury Road and its dead end
Monroe Avenue	Between Old Country Road and Kingston Avenue
Morgan Street	For northbound traffic, from the north curbline of Old Country Road, north to its termination
Myers Avenue	Northerly from West John Street to Sixteenth Street
Nevada Street	Westerly from Broadway to Kuhl Avenue
Nicholai Street	From Duffy Avenue to Newbridge Road
Notre Dame Avenue	Either direction, between North Broadway and Bay Avenue
Oak Street	In either direction, from Plainview Road to Woodbury Road
Park Lane	Either direction, between Jerusalem Avenue and Jay Street
Pierce Street	In either direction, from Heitz Place to Woodbury Road
Pine Street	In either direction, from Plainview Road to Woodbury Road
Po Lane	West side, south of the south curbline of Duffy Avenue
Princess Street	Between Broadway and Kuhl Avenue
Prospect Street	Between Bay Avenue and Bethpage Road
Queens Street	
Rave Street	On the north side
Raymond Street	In either direction, between East Marie Street and Old Country Road
Raymond Street	In either direction, between Old Country Road and Plainview Road
Reiter Avenue	From the north curbline of Walters Avenue to the south curbline of Old Country Road
Rising Lane	Either direction, between Jerusalem Avenue and Scooter Lane
Ronald Avenue	Between Miller Place and Woodbury Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
Sackett Street	Between West John Street and James Street
Scooter Lane	Between Bloomingdale Road and Barrister Road
Seymour Lane	
Smith Street	Between Woodbury Road and its dead end
South Dean Street	From the east curbline of Jerusalem Avenue, east to Dean Street, and Dean Street north to its termination
South Elm Street	From Old Country Road to Plainview Road
Spindle Road	Between Jerusalem Avenue and Gull Road
Spruce Street	In either direction, from Plainview Road to Woodbury Road
Sterling Place	Between Old Country Road and Second Street
Strong Street	In either direction, between West John Street and James Street
Suggs Lane	West side, south of the south curbline of Duffy Avenue
Sunset Avenue	Between Twinlawns Avenue and Miller Road
Susan Street	
Table Lane	From Newbridge Road to Gull Road
Thorman Avenue	Either direction, between North Broadway and Bay Avenue
Tudor Road	Between New South Road and Ridge Court
Twig Lane	Between Rim Lane and Town line
Twinlawns Avenue	Between Bethpage Road and Miller Road
Twinlawns Avenue	On the east side, from the north curbline of Bethpage Road, north for a distance of +/- 16 feet
Underhill Avenue	In either direction, from Duffy Avenue to Old Country Road
Vincent Road	Between Miller Place and Woodbury Road
Waters Avenue	Between Bay Avenue and Park Avenue
West Avenue [Added 7-12-2022 by L.L. No. 7-2022]	Southbound, from Old Country Road
West Cherry Street	From Newbridge Road to Jerusalem Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**HICKSVILLE**

Street	Location
West Marie Street	On the south side, +/- 20 feet east of the east curbline of Underhill Avenue
West Marie Street	For east and westbound traffic, from the east curbline of Underhill Avenue, east to the west curbline of Newbridge Road
West Nicholai Street	Between Broadway and Jerusalem Avenue
West Nicholai Street	For east and westbound traffic, from the east curbline of Underhill Avenue, east to the west curbline of Newbridge Road
West Street	In either direction, from Woodbury Road to Heitz Place
Wilfred Boulevard	Between Miller Place and Woodbury Road
Willett Avenue	
Willoughby Avenue	Between Bay Avenue and North Broadway
Wyckoff Street	In either direction, between West John Street and James Street

Section 233-215, Streets Closed to Trucks of More than Four Tons**JERICHO**

Street	Location
Aberdeen Road	Between the south curbline of Jericho Turnpike and the north curbline of Harwick Road
Birchwood Park Drive	Between Village Drive and Robbins Lane
Burke Avenue	
Columbia Drive	From Hicksville-Jericho Road to Manhattan Drive
Ellen Place	Egressing Robbins Lane
Freedom Drive	Egressing Robbins Lane
Harwick Road	Between the south curbline of Jericho Turnpike and the north curbline of Aintree Road
Jerome Street	In the Oakwood Park Development, at Jericho
Lydia Place	Egressing Robbins Lane
Manhattan Drive	From Hicksville-Jericho Road to Schoharie Drive
Marian Lane	Egressing Jericho Turnpike
Merry Lane	From Maytime Drive to Jericho Turnpike

Section 233-215, Streets Closed to Trucks of More than Four Tons**JERICHO**

Street	Location
North Marginal Road	From, Hicksville Road to Leahy Street
Oakwood (Tilleena) Drive	In the Oakwood Park Development, at Jericho
Roxbury Road	Between the south curbline of Jericho Turnpike and the north curbline of Aintree Road
Ruby Lane	Beginning at Brush Hollow Road, running northwesterly to Audrey Road
Saratoga Drive	From Cantiague Rock Road east to Warren Lane
Scott Avenue	
Simpson Street	From Jericho Turnpike to Seaman Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**LOCUST VALLEY**

Street	Location
South Fourth Street	Between Forest Avenue and Elm Street
South Fifth Street	Between Forest Avenue and Elm Street
South Sixth Street	Between Forest Avenue and Elm Street
Twelfth Street	Between Forest Avenue and the dead end
Birch Street	Between Forest Avenue and Cherry Street
Lindbergh Street	On the north and south sides, from Baldwin Avenue to Birch Hill Road
Weir Lane	Between the north curbline of Forest Avenue and the northerly extremity of the Town line

Section 233-215, Streets Closed to Trucks of More than Four Tons**MASSAPEQUA**

Street	Location
Apian Lane	On the south side, from Unqua Road east to Grover Avenue
Bailey Drive	From Carmans Road easterly to Suffolk County line
Beach Street	From Broadway east to the dead end
Berkeley Place	From Seaford Avenue to Division Avenue
Block Boulevard	Between Sunrise Highway and Merrick Road
Carmans Gate	Between Carman Road and Ford Drive West

Section 233-215, Streets Closed to Trucks of More than Four Tons**MASSAPEQUA**

Street	Location
Cedar Street	From Broadway east to the dead end
Cedar Street	Between Hicksville Road and Seaford Avenue
Central Avenue	
Cherry Street	Between Hicksville Road and Seaford Avenue
Chestnut Street	Between Hicksville Road and Riverside Avenue
Clark Avenue	Between Central Avenue and Franklin Avenue
Clark Avenue	Between Franklin Avenue and Broadway
Clark Avenue	Between Hicksville Road and Central Avenue
Clark Avenue	Westbound between Hicksville Road and the Town of Hempstead boundary line
Clark Street	Between Broadway and the incorporated Village of Massapequa Park line
Clocks Boulevard	Between Maple Street and Lowden Street
Clocks Boulevard	South of Merrick Road
Clocks Boulevard	Between Old Sunrise Highway and Merrick Road
East Cedar Street	Between Clocks Boulevard and County Line Road
East Maple Street	Between County Line Road and Clocks Boulevard
East Pine Street	Between County Line Road and Clocks Boulevard
East Walnut Street	Between Clocks Boulevard and Sunrise Highway
East Willow Street	Between Clocks Boulevard and Sunrise Highway
Elm Street	Between Hicksville Road and Seaford Avenue
Fairfield Road	At School Street
Forest Avenue	Between Brooklyn Avenue and New York Avenue
Forest Avenue	Between Detroit Avenue and Clark Street
Forest Avenue	Between Sunrise Highway (NY 27) and Merrick Road (NY 27A)
Francine Drive	North from Carman Road, easterly to the Suffolk County Line
Franklin Avenue	
Glen Road	From Merrick Road to Eden Lane
Grove Street	Between Hicksville Road and Seaford Avenue
Hamilton Avenue	Between Broadway and Hicksville Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**MASSAPEQUA**

Street	Location
Hawthorne Street	Between Hicksville Road and Seaford Avenue
Hollywood Lane	Between Park Lane and Surrey Lane
Kenwood Avenue	From East Pine Street southbound to East Maple Street in both directions
Lakeshore Boulevard	Starting at Merrick Road, north to Sunrise Highway, south to Merrick Road
Linden Street	Between Hicksville Road and Seaford Avenue
Locust Street	Between Hicksville Road and Riverside Avenue
Maple Street	Between Hicksville Road and Seaford Avenue
Michigan Avenue	Between Hicksville Road and Forest Avenue
Morris Lane	From Unqua Road east to Grover Avenue west
Nancy Place	On the south side, east of Carman Road
New York Avenue	Between Hicksville Road and Forest Avenue
North Gate	Between Carman Road and Ford Drive West
North Linden Street	Between Broadway and the western boundary of the Incorporated Village of Massapequa Park
North Linden Street	Between Carman's Road and the Incorporated Village of Massapequa Park
North Manhattan Avenue	Between North Central Avenue and Broadway
North Pine Street	Between North Broadway and Hicksville Road
North Queens Avenue	Between Hicksville Road and North Broadway
North Queens Avenue	On the south side, east of the east curbline of Hicksville Road (Route 107)
North Wisconsin Avenue	Between North Broadway and North Bay Drive
Oakley Avenue	South of Merrick Road
Ocean Avenue	Between Baltimore Avenue and Rhode Island Avenue
Ocean Avenue	Between Pennsylvania Avenue and Pittsburgh Avenue
Ohio Avenue	Between Hicksville Road and Forest Avenue
Orchard Street	Between Hicksville Road and Seaford Avenue
Park Lane	Between Front Street and Pittsburgh Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**MASSAPEQUA**

Street	Location
Parkside Boulevard	Between Pennsylvania Avenue and Jerusalem Avenue
Pennsylvania Avenue	Between Hicksville Road and Forest Avenue
Pennsylvania Avenue	Between Hicksville Road and Riverside Avenue
Pine Street	From Broadway east to the dead end
Pittsburgh Avenue	Between Park Lane and Carman Road
Plymouth Drive	From Carmans Road easterly to Suffolk County line
Prade Lane	Between Park Lane and Surrey Lane
Redwood Lane	From Merrick Road north to Gem Lane
Riverside Avenue	Between Brooklyn Avenue and Clark Street
Riverside Avenue	Between Sunrise Highway and Locust Street
Roosevelt Place	From Seaford Avenue to Division Avenue
Seaford Avenue	Between Brooklyn Avenue and New York Avenue
Seaford Avenue	Between New York Avenue and Clark Street
Seaford Avenue	From Sunrise Highway south to Merrick Road
Soloff Road	On the north side, west of the county line
South Gate	Between Carmans Road and Denise Court
Stone Boulevard	
Suffolk Avenue	At Hicksville Road
Sycamore Street	Between Hicksville Road and Riverside Avenue
Washington Place	From Forest Avenue to Division Avenue
Westwood Drive North	Between Pittsburgh Avenue and Roger Lane
Westwood Drive South	Between Carman Road and Linwood Place

The following streets, when appropriately signposted, are hereby closed to the operation of trucks having a gross weight of more than four tons, except local delivery:

Front Street	Between East Gate and Unqua Road
McLeod Street	Between Park Lane and Westgate Road
Merle Lane	Between Park Lane and Westgate Road
Parkside Boulevard	From Clark Avenue to Brooklyn Avenue
Unqua Road	Between Merrick Road and Sunrise Highway
Veterans Boulevard	From Parkside Boulevard to Broadway

Section 233-215, Streets Closed to Trucks of More than Four Tons**OLD BETHPAGE**

Street	Location
Kingswood Drive	On the south side, +/- 25 feet east of the east curbline of Round Swamp Road
Morrison Drive	On the south side, +/- 25 feet east of the east curbline of Round Swamp Road
Robert Street	South side, starting at the east curbline of Park Drive, east for a distance of +/- 20 feet

Section 233-215, Streets Closed to Trucks of More than Four Tons**OYSTER BAY**

Street	Location
Adams Street	Between South Street and Lexington Avenue
High Street	Between Pine Hollow Road and Park Avenue
Orchard Street	Between South Street and Lexington Avenue
Park Avenue	Between Berry Hill Road and High Street
Sampson Street	Between Lexington Avenue and Adams Street
Tooker Avenue	Between Lexington Avenue and South Street
White Street	Between East Main Street and South Street

Section 233-215, Streets Closed to Trucks of More than Four Tons**PLAINVIEW**

Street	Location
Battle Row	Between Claremont Road and Round Swamp Road
Capri Gate	
Central Park Road East	From Old Country Road, north to Central Park Road
Claremont Road	Between Battle Row and Round Swamp Road
Country Drive	Between Elaine Place and Manetto Hill Road
Country Drive	Between Manetto Hill Road and Jeremy Avenue
Diamond Drive	Between Main Parkway and Stevens Street
East Marginal Road	From a point 100 feet south of Sutton Dive to Sutton Drive
Elaine Place	Between Central Park Road and Randy Lane
Evelyn Road	From Maple Gate to Stauber Drive

Section 233-215, Streets Closed to Trucks of More than Four Tons**PLAINVIEW**

Street	Location
Fairway Drive	Between Haypath Road and Round Swamp Road
Fordham Drive	From Central Park Road to Radcliffe Road (East Marginal Road)
Gable Gate	Between Old Bethpage Road and Forte Avenue
Garden Gate	Between Old Country Road and Violet Lane
Gordon Avenue	Between Main Parkway and Stevens Street
Grohmans Lane	Between Haypath Road and Old Country Road
Harriet Lane	Between Central Park Road and Randy Lane
Haypath Road	From Old Bethpage Road and Plainview Road
Haypath Road	Between Old Bethpage Road and Round Swamp Road
Knowles Street	Between Randy Lane and Joyce Road
Lester Place	Between Old Country Road and Knowles Street
Main Street	From Central Park Road east to Manetto Hill Road
Manetto Drive	Between Manetto Hill Road and Central Park Road
Manor Street	From Old Country Road to Jamaica Avenue
Montclair Road	From Manetto Hill Road to Wilson Place
Motor Lane	Between Old Bethpage Road and Fairway Drive
Nassau Avenue	Between South Oyster Bay Road and Pasadena Drive
Nick Place	Between Manetto Hill Road and Joyce Road
Oakwood Lane	From Richfield Street to Pal Street
Pal Street	From Sunnyside Boulevard to Oakwood Lane
Pal Street	Between Sunnyside Boulevard and Pleasant Avenue
Pleasant Avenue	Between Manetto Hill Road and Pal Street
Point of Woods Road	Between Round Swamp Road and Serpentine Lane
Richfield Street	From Sunnyside Boulevard, north to Pleasant Avenue
Robin Lane	From Manetto Hill Road to Wilson Place
Rose Street	Between South Oyster Bay Road and Laurel Lane
Sagamore Street	From Sunnyside Boulevard to Beth Lane
Sagamore Street	From Sunnyside Boulevard north to Pleasant Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**PLAINVIEW**

Street	Location
Sally Lane	Between Manetto Hill Road and Sunnyside Boulevard
Saul Place	Between Central Park Road and Mitchell Avenue
Saul Place	Between Central Park Road and Toni Place
Sidney Street	Between Central Park Road and Gordon Street
Summit Street	At Sunnyside Boulevard
Universal Boulevard	From Old Country Road to Jamaica Avenue
Wilben Lane	From Manetto Hill Road to Montclair Road
Wilson Place	From Beth Lane to Robin Lane
Winding Road	Between Bethpage-Sweet Hollow Road and Serpentine Lane
Winding Road	Between Round Swamp Road and Point of Woods Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**SYOSSET**

Street	Location
Arizona Avenue	Between Syosset-Cold Spring Road and Syosset-Woodbury Road
Avon Court	Prohibited from egressing South Oyster Bay Road
Berkley Lane	Prohibited from egressing Marlene Drive
Birchwood Park Drive	On the south side, +/- 25 feet east of the east curbline of Miller Place
Birchwood Park Drive	On the north side, +/- 25 feet west of the west curbline of South Oyster Bay Road
Calvert Drive	Between Cold Spring Road and Chelsea Drive
Calvin Avenue	Between Split Rock Road and Berry Hill Road
Carolyn Court	Prohibited from egressing South Oyster Bay Road
Chelsea Drive	Between South Woods Road and Cold Spring Road
Church Street	Between Berry Hill Road and Woodbury Way
Colony Lane	Between Miller Place and Linda Lane
East Street	Between Berry Hill Road and Woodbury Way
Elliman Place	Between Split Rock Road and Anita Avenue

Section 233-215, Streets Closed to Trucks of More than Four Tons**SYOSSET**

Street	Location
Elmwood Lane	Prohibited from egressing Marlene Drive
Greenfield Road	East side, at a point +/- 46 feet south of the south curbline of Jericho Turnpike
Greenfield Road	West side, at a point +/- 26 feet south of the south curbline of Jericho Turnpike
Hickman Street	Between Split Rock Road and Berry Hill Road
Horton Place	Between Berry Hill Road and Anita Avenue
Iris Lane	Between Cold Spring Harbor Road and Lilac Drive
Marlene Drive	Westbound from the intersection of Marlene Drive and Robbins Lane
Meadowbrook Road	Between Split Rock Road and Berry Hill Road
Miller Boulevard	Either direction, from Ira Road to Jerome Road
Monfort Place	Between Split Rock Road and Woodland Avenue
Orchard Street	Between Cold Spring Harbor Road and North Street
Queens Street [Added 7-12-2022 by L.L. No. 7-2022]	On the west side, south of the south curbline of Muttontown Road
Queens Street [Added 7-12-2022 by L.L. No. 7-2022]	On the east side, north of the north curbline of Underhill Boulevard
Renee Road	Between Berry Hill Road and Cold Spring Road
School House Lane	Between Split Rock Road and Berry Hill Road
Woodbury Way	Between Berry Hill Road and Cold Spring Road

Section 233-215, Streets Closed to Trucks of More than Four Tons**WOODBURY**

Street	Location
Avery Road	Between Jericho Turnpike and Woodbury Road
Canterbury Road	In Manetto Hills, at Woodbury
East Gate	From Woodbury Road to Parkway Drive
Market Drive	From South Oyster Bay Road to Woodbury Road
Parkway Drive	From South Oyster Bay Road to Wood Court
Wren Drive	In Manetto Hills, at Woodbury

§ 233-216. Streets closed to certain trucks, trailers, combinations and other vehicles;

signposted.

Except as otherwise provided in § 233-230 of this chapter, it shall be unlawful for any person to operate, or move, or cause or knowingly permit to be operated or moved any vehicle or truck or trailer or combination of such vehicles of more than 20 tons in gross weight, as such term is defined in Section 117 of the New York State Vehicle and Traffic Law, for through traffic on the following streets in the hamlets designated when said streets so designated are properly sign posted as being so restricted, but such restriction shall not be construed to prevent the performance of usual municipal services and the delivery and pickup of merchandise or other property along the highways on which such vehicles and combinations are otherwise prohibited:

(Reserved)

§ 233-217. Operation of trucks of more than 18,000 pounds.

Streets which are closed to trucks of more than 18,000 pounds gross weight except local delivery; signposted.

The following streets when appropriately signposted, are hereby closed to the operation of trucks having a gross weight of more than 18,000 pounds:

Section 233-217, Streets Closed to Trucks Over 18,000 Pounds	
PLAINVIEW	
Street	Location
Bethpage-Sweet Hollow Road	East and westbound, between Round Swamp Road and the boundary of the Town of Oyster Bay with the Town of Huntington
Claremont Road	Between Bethpage-Sweet Hollow Road and Round Swamp Road
Old Bethpage Road	North and southbound, between Plainview Road and Round Swamp Road
Quaker Meeting House Road	Between Round Swamp Road and Merritts Road
Round Swamp Road	North and southbound, between Old Country Road and Quaker Meeting House Road
Winding Road	Between Bethpage-Sweet Hollow Road and Round Swamp Road

§ 233-218. through § 233-220. (Reserved)

DIVISION 3
(Reserved)

§ 233-221. through § 233-227. (Reserved)

**DIVISION 4
Closed Streets**

§ 233-228. Unlawful operation of vehicles on closed streets.

It shall be unlawful for any person to operate a vehicle on a street established by this division as a closed street, and properly signposted.

§ 233-229. (Reserved)

§ 233-230. (Reserved)

DIVISION 5
Obstructions on Streets

§ 233-231. Obstructions prohibited.

- (a) It shall be unlawful for any person to place or cause to be placed in or upon any street any obstruction to the free use of the same by pedestrians or vehicles. "Obstruction," within the meaning of this section, includes the meaning described in Section 319 of the Highway Law, as well as any containers stored or placed within the bounds of any street in such a manner as to interfere with the use of the street; "obstruction," within the meaning of this section, shall also include a semitrailer or trailer, as defined in the Vehicle and Traffic Law, parked or left unattended on any street without a tractor or towing vehicle attached.
- (b) It shall be presumed that the person or persons occupying the premises receiving the benefit of any obstruction, which is in the nature of a material or refuse receptacle, shall have placed or caused to be placed said obstruction in violation of this section.
- (c) The registered owner of any semitrailer or trailer which shall be parked or left unattended on any street without a tractor or towing vehicle attached, and the operator of a tractor or towing vehicle which may have transported or drawn a semitrailer or trailer to any street and left same parked or unattended thereon, shall be presumed to have placed or caused to be placed an obstruction on a street in violation of this section.

§ 233-232. Exceptions.

This division shall not apply to roll-off containers owned by licensed cartmen, provided that:

- (a) Said roll-off container is properly identified with the name, address and telephone number of the owner thereof displayed thereon;
- (b) The roll-off container shall have thereon a permanent installation of not less than 16 square feet of diagonal reflectorized striping material at each end of the container facing opposing traffic;
- (c) The roll-off container shall be placed and maintained in such manner so as not to interfere with either the safety or the free flow of pedestrian or vehicular traffic;
- (d) The roll-off container shall be removed within a reasonable time under the circumstances by the owner thereof, if notified by the Commissioner of the Department of Public Works, or the Superintendent of Highways, or an authorized designee of either, that the container is obstructing or interfering with the safety or the free flow of pedestrian or vehicular traffic; and
- (e) In the event that: i) the Commissioner of Public Works or the Superintendent of Highways or the authorized designee of either shall notify the owner of such a container that the location of the container is interfering with the safety or free flow of pedestrian or vehicular traffic and the owner does not, within a reasonable time, cause the container to be removed; or ii) the Commissioner of Public Works or the Superintendent of Highways, or the authorized designee of either, determines that the location of such container is interfering with the safety or free flow of pedestrian or vehicular traffic, but is unable to contact the owner of such container, within a reasonable time under the circumstances; or iii) if the Commissioner of Public Works or the Superintendent of Highways or the authorized

designee of either shall determine that the location of such a container causes an immediate hazardous or dangerous condition requiring immediate removal; then the Commissioner of the Department of Public Works or the Superintendent of Highways, or the authorized designee of either, shall cause said container to be removed by the Division of Highways of the Department of Public Works of the Town of Oyster Bay or other suitable Town employees, and the cost of such removal shall be charged to and shall be payable by the owner of such container.

§ 233-233. Penalties.

- (a) An offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.
- (b) The imposition of the penalties in this section shall not preclude the Town Attorney from instituting any appropriate action or proceeding to prevent a violation of this division or to correct or abate a violation of this division.

§ 233-234. through § 233-239. (Reserved)

ARTICLE V**Traffic Regulations Pursuant To Section 1660-a Of The Vehicle And Traffic Law****DIVISION 1
Generally****§ 233-240. Purpose.**

It is the purpose of this article to provide regulation and control of vehicular traffic in the parking areas and driveways of a hospital or parking area of a shopping center, or the parking area and private streets or roadways of a private apartment house complex, or the parking areas and driveways of a fire station, or private condominium complex, pursuant to Section 1660-a of the Vehicle and Traffic Law of the State of New York, as amended, in the unincorporated areas of the Town of Oyster Bay.

§ 233-241. Request for regulation, generally.

- (a) Upon written request to the Town Board by the owner or authorized governing body of an area referred to in § 233-240, the Town Board may by ordinance, rule or regulation:
 - (1) Designate stop signs, flashing signals or yield signs at entrance and exit locations to a parking area, or designate any intersection in the parking area as a stop intersection or as a yield intersection and designate like signs or signals at one or more entrances to such intersection.
 - (2) Regulate traffic in the parking area, and prohibit or regulate the turning of motor vehicles at intersections or other designated locations in the parking area, including regulation by means of traffic-control devices.
 - (3) Prohibit, regulate, restrict or limit the stopping, standing or parking of vehicles in specified sections of the parking area, including designation of safety zones.
 - (4) Provide for the removal and storage of motor vehicles parked or abandoned in the parking area where they constitute an obstruction of traffic or where stopping, standing or parking is prohibited, and for the payment of reasonable charges for such removal and storage by the owner or operator of any such vehicle.
 - (5) Adopt such additional legislation with respect to traffic and parking in a parking area as local conditions may require for the safety and convenience of the public or of the users of the parking area.
- (b) A request for traffic regulation of the areas governed by this article shall be made pursuant to the requirements therein, and shall be deemed a condition precedent to the adoption of any traffic regulation, rule or ordinance affecting such areas.
- (c) A request, if granted hereunder, shall be conditioned upon the owner or authorized governing body of the involved area providing and maintaining the necessary traffic-control devices, markings and notices required by law for the proper enforcement of traffic regulations by the Nassau County Police.

§ 233-242. Elements of request.

A request for traffic regulation under this article shall be in the form of a letter to the Town Board stating therein the desired restrictions, prohibitions and regulations of vehicular traffic in the area involved, and said letter shall have affixed thereto the following:

- (a) Affidavit of the owner or authorized governing agency of the area consenting to control of traffic by Town legislation and stating therein the intention to provide all necessary traffic-control devices, markings and notices by the effective date of the applicable ordinance, rule or regulation. In the alternative, a letter from the authorized attorneys for owners or governing body may be submitted stating the same therein.
- (b) Site plan or sketch showing existing parking areas, access roads, perimeter roads, building complex and bus stops, where applicable, and further, showing thereon the desired traffic controls, parking restrictions and places where traffic controls will be provided.
- (c) Any additional information that the applicant believes may aid the Town Board or that the Town Board requests in its consideration of legislation, including such information as police and independent traffic surveys.

§ 233-243. Filing of request for regulation; site plan or sketch.

- (a) A request for traffic regulation hereunder shall be addressed to the Town Board and filed with the Town Clerk together with all other necessary papers, as required by this article.
- (b) After adoption of such traffic legislation, the Town Clerk shall keep ready and available for public inspection the site plan or sketch submitted with the original request. Said site plan or sketch shall show which of the traffic controls have been adopted by the Town Board.
- (c) Nothing contained herein shall be deemed to abrogate any powers and duties of the Town Clerk heretofore existing by statute or ordinance.

§ 233-244. through § 233-246. (Reserved)**§ 233-247. Violations and penalties.**

Any offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.

DIVISION 2
Restriction and Regulation of Traffic

§ 233-248. Sunrise Mall; traffic control.

- (a) At Sunrise Mall, a shopping center located in the unincorporated area of Massapequa, New York, and having the address of 479 Sunrise Mall, Massapequa, the following traffic restrictions are enacted:
 - (1) The stopping or parking of vehicles on perimeter roadways immediately adjacent to buildings at the shopping center is prohibited, except that commercial buses may stop at properly posted bus stop areas as depicted on Layout Plan No. 13, Sunrise Mall, on file in the office of the Town Clerk, or as amended by a subsequent Town-approved site plan.
 - (2) Parking of vehicles is prohibited in all areas of the shopping center except in marked and designated parking stalls.
 - (3) The operation of unregistered motor vehicles, including but not limited to mini-bikes and go-carts is prohibited.
 - (4) Parking stalls shall be set aside for the sole and exclusive use of the holder of any valid disabled driver parking permit issued by a municipality located in the State of New York, the number and location of such handicapped spaces shall be in accordance with the New York State Building Code.
 - (5) Only vehicles approaching southbound on Carmans Road shall enter the Mall at the north entrance, and a sign shall be posted so advising and which entrance shall be designated "entrance only." All vehicles approaching northbound on Carmans Road shall be prohibited from turning left into such entrance, and a sign shall be posted so advising.
 - (6) Each driver of a vehicle approaching a stop sign shall come to a full stop at the place where a stop sign is located.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-249. Mid-Island Plaza; traffic control.

- (a) At Mid-Island Plaza, a shopping center located in the unincorporated area of Hicksville, New York, and having the address of 358 B Mid-Island Shopping Plaza, Hicksville, New York, the following traffic restrictions are enacted:
 - (1) The parking of any vehicle is prohibited wherever a no parking sign is posted on any perimeter road located immediately adjacent to buildings at the shopping center. No parking signs shall be posted in all areas so depicted on Plan No. 10, "Mid-Island Shopping Center," a map on file in the office of the Town Clerk, or as amended by a subsequent Town-approved site plan.
 - (2) Each driver of a vehicle approaching a stop sign shall come to a full stop at the place where the marked stop line adjacent to such sign is located. Stop signs which are depicted on said Plan No. 10, or subsequent Town-approved site plan, shall be posted at the following locations:

- a. A vehicle approaching easterly or westerly on the north perimeter road shall stop at the place where the theatre driveway adjoins said northerly perimeter road.
 - b. A vehicle approaching westerly on the north entrance from Broadway, a street in Hicksville, shall stop at the place where said north entrance adjoins the east perimeter road.
 - c. A vehicle approaching northerly or southerly on the east perimeter road shall stop at the place where the main entrance from Broadway, a street in Hicksville, adjoins said perimeter road.
 - d. A vehicle approaching easterly on the south perimeter road shall stop at the place where William Street adjoins said south perimeter road and the east perimeter road.
 - e. A vehicle approaching northerly or southerly on the west perimeter road shall stop at the place where the truck ramp adjoins said west perimeter road.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.
- § 233-250. Birchwood Shopping Center; traffic control.**
- (a) At Birchwood Shopping Center, located in the unincorporated area of Jericho, New York, and having the address of 410 East Jericho Turnpike, Jericho, New York, the following traffic restrictions are enacted:
 - (1) The parking of any vehicle is prohibited wherever a "No Parking" sign is posted on perimeter roadways located immediately adjacent to buildings at the shopping center or wherever a yellow striped "No Parking - Fire Zone" is painted on such roadways.
 - (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-251. 251. Manetto Hill Shopping Center; traffic control.

- (a) At Manetto Hill Shopping Center, located at Country Drive and Manetto Hill Road in the unincorporated area of Plainview, New York, the following traffic restrictions are enacted:
 - (1) The parking of any vehicle is prohibited wherever a "No Parking" sign is posted on perimeter roadways located immediately adjacent to buildings at the shopping center or wherever a yellow striped "No Parking - Fire Zone" is painted on such roadways.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-252. Bethpage Court, Hicksville, New York; traffic control.

- (a) The parking of any vehicle is prohibited wherever a "no parking" sign is posted on Bethpage Court, between Bethpage Road and Park Avenue in Hicksville, New York, and wherever a "no parking - fire zone" is painted on the roadway of said Bethpage Court, between Bethpage Road and Park Avenue.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-253. Holiday Park Shopping Center, Massapequa, New York; traffic control.

- (a) At Holiday Park Shopping Center located on Hicksville Road in Massapequa, New York, the following traffic restrictions are enacted:
 - (1) The parking of any vehicle is prohibited for a longer period than one hour wherever a sign to that effect is posted on perimeter roadways located immediately adjacent to buildings at the shopping center, or wherever a "no parking - fire zone" is painted on such roadways.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-254. Plainview Hospital, Plainview, New York; traffic control.

- (a) At Plainview Hospital located on Old Country Road in Plainview, New York, the following traffic restrictions are enacted:
 - (1) The parking of any vehicle is prohibited wherever a "no parking - fire zone" sign is posted, or wherever a "no parking - fire zone" is painted on the roadways adjacent to the buildings at the hospital.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-255. Hicksville - 960 Broadway Shopping Center; traffic control.

- (a) At 960 Broadway Shopping Center, located at Hicksville, New York, and being on the westerly side of Broadway, +/- 599.20 feet northerly from the Town line of the Town of Hempstead and designated on the Land And Tax Map of Nassau County, New York, as Section 46, Block S, Lots 514, 516, 517, 518, 541 and 542, the following traffic restrictions are enacted:
 - (1) The parking or stopping of any vehicle is prohibited wherever a "no parking" or a "no stopping" sign is posted on any roadway or driveway adjacent to any building and/or wherever a yellow striped "no parking - fire zone" is painted on such roadway or fire hydrants.
 - (2) Parking of vehicles is prohibited in all areas of this property except in marked and designated parking stalls.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-256. Cedar Mall Shopping Center; traffic control.

- (a) At Cedar Mall Shopping Center, Broadway, Jericho, New York, located on the west side of Broadway +/- 206.5 feet south of Northern State Parkway in the unincorporated area of Jericho and being designated on the Land and Tax Map of Nassau County, New York, as Section 11, Block C, Lot 750, the following traffic restrictions are enacted:
 - (1) The parking or stopping of any vehicle is prohibited wherever a "no parking" or a "no stopping" sign is posted on any roadway or driveway adjacent to any building and/or wherever a yellow striped "no parking fire zone" is painted on such roadway or fire hydrants.
 - (2) Parking of vehicles is prohibited in all areas of this property except in marked and designated parking stalls.

- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-257. Jericho Townhouse; traffic control.

- (a) At Jericho Townhouse Apartments located on the east side of Bethpage Road, +/- 714.67 feet north of Willett Avenue in the unincorporated area of Jericho, New York, Tax Section 12, Block C, Lots 17-A and 17-B, the following traffic restrictions are enacted:
- (1) The parking or stopping of any vehicle is prohibited wherever a "no parking" and/or "no stopping" sign is posted on any roadway or driveway and/or wherever a yellow-striped "no parking fire zone" is painted on such roadway or driveway.
 - (2) Parking of vehicles is prohibited in all areas of this property except in marked and designated parking stalls.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

§ 233-258. Massapequa Fire District Property, Massapequa, New York; parking and traffic control.

- (a) The operating, stopping or parking on fire district property of motor vehicles other than those belonging to the Massapequa Fire District, the Massapequa Fire Department or the members of the Massapequa Fire Department, the fire district surgeon, the fire district attorney or a member of the Board of Fire Commissioners is prohibited.
- (b) Authorized vehicles shall park only in marked and designated parking stalls. The use of parking stalls marked and designated for chiefs' parking is prohibited to all other vehicles.
- (c) The operation, stopping or parking of unregistered motor and other vehicles, including but not limited to mini-bikes, go-carts, mopeds and bicycles on fire district property is prohibited.
- (d) Signs designating "No Parking Except Authorized Vehicles - Permit Required" shall be posted on both sides of each entry driveway to fire district property.
- (e) Unauthorized vehicles found unattended on the grounds, parking fields or driveways of fire district property may be removed by the fire district and placed in storage at some suitable place and the owner or operator of such vehicle shall be liable for the reasonable charges for such removal and storage. All vehicles, except for fire and emergency apparatus and vehicles of the Massapequa Fire District or Massapequa Fire Department, shall be required to display an official parking permit, or they shall be deemed unauthorized vehicles.
- (f) This section and regulation applies to the grounds, parking areas and driveways of all Massapequa Fire District property, to wit:
- (1) West End Firehouse located on the westerly side of Hicksville Road, bounded on the south by Brooklyn Avenue, and on the north by New York Avenue, Massapequa, New York;
 - (2) East End Firehouse located on the west side of East Shore Drive, bounded on the north by Merrick Road and on the south by South Merrick Road, Massapequa, New York;

- (3) Such other property as the Massapequa Fire District may from time to time acquire.
- (g) An offense against this section is punishable pursuant to § 233-247 of this article.
- (h) Nontransferable parking permits for authorized vehicles shall be issued by the Massapequa Fire District Secretary to members of the department, the fire district surgeon, the fire district attorney and members of the Board of Fire Commissioners. Each permit shall be valid during the continuation of the membership or other affiliation with the Massapequa Fire District and/or Massapequa Fire Department. Such permit shall be in the form of a bumper sticker which shall be prominently displayed on the right side of the rear bumper of each authorized vehicle. Upon the termination of membership in the Massapequa Fire Department or other affiliation with the Massapequa Fire District, and upon the sale or other disposition of an authorized vehicle, it shall be obligatory on the permit holder to remove or destroy the permit.

§ 233-258.1. Woodbury Mall Shopping Center; traffic control.

- (a) At Woodbury Mall Shopping Center, located in the unincorporated area of Woodbury, and having the address 7979 to 8023 Jericho Turnpike, Woodbury, New York, the following traffic restrictions are enacted:
- (1) The parking or stopping of any vehicle shall be prohibited wherever a "No Parking" or a "No Stopping" sign is posted on any roadway or driveway adjacent to any building. Wherever a yellow striped "No Parking - Fire Zone" sign is painted on such roadway or fire hydrants, the parking of a vehicle shall be prohibited.
- (2) The parking of vehicles not bearing a valid physically disabled driver's parking permit is prohibited wherever a "Disabled Driver Only Parking" sign is posted, or wherever a sign bearing the disabled driver logogram is posted, or wherever a disabled logogram is painted on such parking stall.
- (b) An offense against this section is punishable pursuant to § 233-247 of this article.

ARTICLE VA
Emergency Vehicle Access To Private Apartment Complexes

§ 233-259. Purpose.

It is the purpose of this article to promote the health, safety and welfare of persons and families residing in private apartment complexes in the unincorporated areas of the Town of Oyster Bay, by providing regulation and control of vehicular parking and by providing for sufficient access routes in order to insure proper ingress and egress for fire engines, ambulances and similar emergency vehicles.

§ 233-259.1. Regulation of parking; establishment of fire lanes.

- (a) All private apartment complexes which the Fire Department may be called upon to protect in case of fire, and which are not readily accessible from public roads, shall be provided with suitable gates, access roads, and fire lanes so that all buildings on the premises are accessible to fire apparatus.
- (b) Fire lanes shall be provided for all buildings which are set back more than 150 feet from a public road or exceed 30 feet in height, and are set back over 50 feet from a public road.
- (c) Fire lanes shall be at least 20 feet in width with the road edge closest to the building at least 10 feet from the building. Any dead-end road more than 300 feet long shall be provided with a turnaround at the closed end at least 90 feet in diameter.
- (d) It shall be unlawful for any person to park motor vehicles on or otherwise obstruct any fire lanes.

ARTICLE VI
Pedestrian Traffic

§ 233-260. Railroad crossing.

It shall be unlawful for any pedestrian to enter or remain upon railroad tracks within this Town when indication of an approaching train is exhibited. This indication shall include, but not be limited to, the sounding of a bell, flashing red lights, and/or railroad gates in other than an upright position.

ARTICLE VII
Parking Restrictions On Streets Designated As Snow Emergency Routes

§ 233-261. Establishment of snow routes for a snow emergency.

- (a) The Commissioner of the Department of Public Works shall prepare and may, from time to time, amend a list of Town roads or portions thereof which he designates as snow routes, indicating the name of each road. Such list and any amendments thereto shall be filed with the Town Clerk, who shall cause such list or amendments thereto to be published once in the official newspapers of the Town. Such snow routes shall take effect upon such publication and shall continue until modified.
- (b) The Town Supervisor may declare a state of snow emergency whenever, in his judgment, snow has created dangerous driving conditions within the Town. During the existence of a snow emergency, or when the National Weather Service has predicted a snowfall of three inches or more, motor vehicles shall not be parked or abandoned upon the snow routes.
- (c) The Department of Public Works shall erect and maintain appropriate signs at reasonable intervals along designated snow routes to provide notice that it is unlawful to park or abandon any vehicles along a snow route during a snow emergency.
- (d) Any vehicle parked or abandoned in violation of the provisions of this section shall be deemed a nuisance and a menace to the safe and proper regulations of traffic. Employees of the Department of Public Works or any peace officer may remove, or cause to be removed, any such vehicle to any other location within the Town, without incurring any liability for damages to the vehicle.
- (e) Any offense against any of the provisions of this division shall be punishable pursuant to § 233-2 of this chapter.

ARTICLE VIII
Alternate Parking Restrictions During Snow Emergencies

§ 233-262. Establishment of alternate street parking regulations during snow emergencies.

It is deemed essential in the public interest that thoroughfares in the Town of Oyster Bay remain accessible for public use and be maintained at all times free of obstructions which may prohibit or hinder the use thereof. To ensure such accessibility on thoroughfares not otherwise established as snow routes pursuant to § 233-261 of this chapter during snow emergencies as determined by § 233-261(b) thereof, rapid plowing of all thoroughfares is vital.

- (a) In fulfillment of such purposes, during such emergency periods, except as otherwise provided, parking of any vehicle is prohibited during even-numbered years on the side of such streets whereby the houses bear odd-numbered addresses, and, in odd-numbered years on the side of such streets whereby the houses bear even-numbered addresses.
- (b) The Department of Public Works shall erect and maintain appropriate signs at reasonable intervals along such thoroughfares in order to provide notice thereof.
- (c) Any violation of this section shall be punishable by a fine pursuant to § 233-2 of this chapter and, in addition thereto, the violator shall pay the cost, expense and storage fees pertaining to the removal of the vehicle therefrom.

ARTICLE IX
Miscellaneous**§ 233-263. Parking at Town of Oyster Bay Housing Authority senior citizen facilities.**

Pursuant to New York State Vehicle and Traffic Law Section 1670, the Town of Oyster Bay hereby authorizes the Nassau County Police Department to enforce all posted parking restrictions located at and within Town of Oyster Bay Housing Authority senior citizen facilities including but not limited to: 125 West Main Street, Oyster Bay, NY 11771; 7 Burkhardt Avenue, Bethpage, NY 11714; 50 Hicksville Road, Plainedge, NY 11714; 530 Clocks Boulevard, Massapequa, NY 11758; 40 Eastwoods Road, Syosset, NY 11791; 355 Newbridge Road, Hicksville, NY 11801; 80 Barnum Avenue, Plainview, NY 11803; and 108 Round Swamp Road, Old Bethpage, NY 11804.

§ 233-264. Operation of certain trucks upon South Oyster Bay Road.

- (a) Notwithstanding the provisions of any law, it shall be unlawful for any individual or entity to operate or cause to be operated any truck, tractor, tractor-trailer combination, tractor-semitrailer combination, and tractor-trailer-semitrailer combination, which exceeds 10,000 pounds in weight, 13 feet in height, or 48 feet in length upon any portion of South Oyster Bay Road between its intersection with Aerospace Boulevard in Hicksville and the Long Island Expressway in Syosset.
- (b) The provisions of this section shall not, however, prohibit any commercial vehicle from making local deliveries of merchandise or providing service to the occupants of any premises located on any such street or roadway, subject to existing restrictions.

Chapter 236

VEHICLES FOR HIRE

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay as Ch. 22, Art. III, of the 1971 Code. Amendments noted where applicable.]

ARTICLE I General Provisions

§ 236-1. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

BUSINESS — Includes a single act of transporting a passenger or passengers for hire.

DRIVER — Any person driving a taxicab or limousine upon the public highways for hire.

LIMOUSINE — Includes any motor vehicle engaged in transportation for hire, in connection with funerals, weddings, proms and other events or functions of a similar nature, or in connection with general transportation for hire, when, at the prior request of the passenger(s), an unmarked livery is used and pickup is made by prior arrangement, whether hired by the hour, by the day or for a fixed fare, and/or so licensed by the New York State Department of Motor Vehicles. However, the classification "limousine" does not apply to any motor vehicle which is:**[Amended 3-12-1991 by L.L. No. 1-1991; 4-25-2006 by L.L. No. 6-2006]**

- A. Stationed at or for hire from a railroad, bus or gasoline station, club, stand, hotel, parking lot, street, highway or other public place;
- B. Used to transport persons for a hotel, transportation company or similar organization;
- C. Used under agreement with a club to provide a regular transportation service to its members and guests; or
- D. Operated at fares determined by zone or taximeter.

OPERATE — The pickup of a passenger for hire within the Town, and shall be synonymous with the word "drive."

OWNER — A person owning or controlling one or more taxicabs or limousines, and driving or causing any such vehicle to be driven upon the public highways for hire.

PASSENGER — A person other than the driver who is an occupant of a taxicab or limousine and, for the purpose of this chapter, such person shall be presumed to be a passenger for hire.

TAXICAB — A vehicle engaged in the business of carrying passengers for hire, having a seating capacity of fewer than eight persons and not operated on a fixed route.

TAXI STAND — A public place alongside the curb of a street or elsewhere which has been so designated as reserved exclusively for the use of all taxicabs licensed pursuant to this chapter.

TERMINAL — A fixed base of operation of the owner of the taxicab or limousine.

TOWN — The unincorporated area of the Town and the incorporated villages located within the Town. The area of the Town does not include the City of Glen Cove.**[Amended 4-25-2006 by L.L. No. 6-2006]**

ZONE — An area within the Town established by the Town Board for the purpose of determining the rates to be charged for hiring of taxicabs and within which an operator may be licensed to establish depots or terminals and pick up passengers.

§ 236-2. Exemptions. [Amended 4-25-2006 by L.L. No. 6-2006]

The provisions of this chapter shall not apply to vehicles solely owned and operated for the

activities set forth herein:

- A. Private vehicles not engaged in the business of transportation for hire.
- B. Business vehicles engaged in a business other than transportation for hire, wherein said vehicles are used solely for transportation of clients of said business, whether for a fee or not, and are not made available for hire by persons other than clients of the principal business.
- C. Hotel vehicles engaged in the transportation of hotel guests only.
- D. Club vehicles engaged in the transportation of club members only.
- E. Public or private school vehicles engaged in the transportation of school pupils only.
- F. Buses as defined by the New York State Vehicle and Traffic Law.
- G. Vehicles for hire engaged in transportation from a point within the Town to a point without the Town or from a point without the Town to a point within the Town, or from a point without the Town, through the Town, to a point beyond the Town.

§ 236-3. Legislative findings.

It is hereby declared and found that the taxicab industry in the Town is vested with a public interest as a vital and integral part of the transportation facilities of the Town, and that its regulation is necessary to secure adequate and safe transportation for the inhabitants of the Town and to prevent undue aggravation of the traffic and parking problems of the Town.

§ 236-4. General licensing provisions.

All licenses required by this chapter shall be obtained in conformance with the provisions of this chapter and the procedures established in Chapter 147.

§ 236-4.1. Severability. [Added 4-25-2006 by L.L. No. 6-2006]

If any provision of this article is declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such determination shall not affect the other provisions of this article.

§ 236-5. Rate zones.

The Town Board may, from time to time, after public notice and a public hearing, establish rate zones or abolish rate zones so established, or enlarge or diminish the boundaries of any rate zone.

§ 236-6. Taxi stands.

- A. The Town Board may, from time to time, by resolution establish stands at such locations upon the streets or other public places of the Town as it deems necessary for the use of taxicabs operated and driven by the persons licensed pursuant to this chapter and prescribe the number of taxicabs that may occupy each such stand; however, the Town Board shall find that such stands are required by the public convenience and necessity and will not tend to create a traffic hazard.

B. All taxi stands may be used by any taxicab licensed pursuant to this chapter and driven by any driver licensed pursuant to this chapter, provided that there is a vacant space available therefor.

C. No vehicle other than a taxicab, duly licensed pursuant to this chapter and driven by a person duly licensed pursuant to this chapter shall at any time occupy any space established as a taxi stand.

§ 236-7. Refusal to pay fare.

It shall be unlawful for a taxicab passenger to refuse to pay the agreed or established fare.

§ 236-8. Penalties for offenses. [Amended 3-12-1991 by L.L. No. 1-1991; 3-7-2023 by L.L. No. 4-2023]

In addition to any other remedy for a violation of this chapter, an offense committed against this chapter or any provision or section thereof shall be deemed a violation punishable by a fine of not more than \$250 or imprisonment for not more than 15 days, or by both such fine and imprisonment. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein.

**ARTICLE II
Owners' Licenses**

§ 236-9. Requirements.

It shall be unlawful for any owner of any taxicab or limousine to permit it to be operated upon the public highways of the Town without having first obtained, and having then in force, an owner's license therefor as provided in this article.

§ 236-10. Application.

Application for a license required by this article shall be made to the Town Clerk as license commissioner, in writing, and shall be on a form and contain such information and be accompanied by such documents as the Town Board may require.

§ 236-11. Photograph and fingerprints of applicant; waiver.

A. Each applicant for a license required by this article and each member thereof, if an unincorporated association, and any officer, director or stockholder, if a corporation, shall at the time of submitting his application also: **[Amended 5-10-1977; 4-25-2006 by L.L. No. 6-2006]**

- (1) Submit two individual photographs of himself taken within 30 days prior to the date of the application, 1 1/2 inches by 1 1/2 inches in size, and such pictures must be a true likeness of the applicant, and must show only the neck, shoulders and uncovered head.
- (2) A copy of the applicant's fingerprints shall be duly submitted to the New York State Division of Criminal Justice Services. Any fees required for fingerprinting shall be the responsibility of the applicant. **[Amended 6-15-2021 by L.L. No. 9-2021]**

B. The photographs and fingerprints may be specifically waived by the Town Clerk upon showing facts which in his discretion warrant the waiving of these requirements.

§ 236-12. Application fees. **[Amended 12-3-1974; 2-8-1977; 5-10-1977; 11-15-1977; 12-11-1990; 4-25-2006 by L.L. No. 6-2006]**

The fees for filing applications pursuant to this article, which shall be paid to the Town Clerk at the time the application is filed, shall be in the amount indicated in the Town of Oyster Bay Town Clerk Fee Schedule as approved by the Town Board.

§ 236-13. Inspection of vehicles.

No license shall be issued or renewed under this article which shall permit the use of any vehicle as a taxicab or limousine unless and until the vehicle has been inspected pursuant to this chapter and certified to the Town Clerk as conforming to the provisions of this chapter.

§ 236-14. Insurance. **[Amended 1-9-1979]**

Each applicant shall, before the issuance to him of a license under this article, file with the Town Clerk a memorandum of insurance that the applicant and each motor vehicle licensed is insured against public liability in the minimum limits required by the laws of the State of New York for

personal injury and property damage, which insurance shall be maintained in force during the period covered by the license.

§ 236-15. Public notice of application.

Before making any findings as to whether public convenience and necessity justify the issuance of a license required by this article or the licensing of additional taxicabs, the Town Clerk shall cause to be published in a newspaper of general circulation in the Town a notice stating that application has been made for the licensing of a vehicle or vehicles as taxicabs, the number of vehicles for which the application has been made, and containing a statement that written arguments as to whether public convenience and necessity require the licensing of such vehicles must be filed with the Town Clerk on or before the date fixed therein, which date must be not less than eight days after the date of the publication. Any arguments so filed must be considered by the Town Clerk in making his findings as to public convenience and necessity.

§ 236-16. Examination of applicant; hearing.

The Town Clerk may in his discretion, before the issuance of a license required by this article, require the applicant and any others having knowledge of the facts to submit to an examination under oath and to produce evidence relating thereto, or hold a hearing upon such application as hereinafter provided.

§ 236-17. Considerations of applicants.

In making the findings necessary to issue a license required by this article, the Town Clerk shall take into consideration the number of taxicabs already in operation in the Town, particularly in the area in which the applicant proposes to locate his depots and terminals; whether existing transportation is adequate to meet the public need; the probable effect of additional taxicabs on local traffic conditions; the character, experience and responsibility of the applicant; and the adequacy of the service which the applicant proposes to give.

§ 236-18. Issuance.

- A. If the Town Clerk shall find that further taxicab service in the Town, and particularly in the area in which the applicant proposes to operate, is required by public convenience and necessity and, from the statements contained in the application for a license required by this article and upon completion of any investigation deemed necessary that the applicant is qualified and able to perform such public transportation and to conform to the provisions of this chapter and the rules and regulations adopted under this chapter, then the Town Clerk, upon certification of each taxicab proposed to be operated by the applicant pursuant to an inspection made pursuant to this chapter and the furnishing by the applicant of proof of insurance as required by this article, shall issue a license stating the name and address of the applicant; the date of the issuance thereof; the number of vehicles the applicant is authorized to operate; the numbers of the license medallions assigned to such vehicles; and at the same time, the Town Clerk shall issue for each vehicle licensed pursuant to this article, a license card bearing the words "Licensed Taxicab," an assigned number, and the date of expiration of the license, together with a license medallion bearing a like number and the words "Licensed Taxicab"; otherwise such application shall be denied.
- B. If the Town Clerk shall find from the statements contained in the application filed pursuant to this article, and upon the completion of any investigation that an applicant for an owner's

license or for a supplementary owner's license for a limousine or limousines is qualified and able to conduct the business of operating the limousine or limousines and to conform to the provisions of this chapter and the rules and regulations adopted under this chapter, then the Town Clerk, upon the certification of each limousine proposed to be operated by the applicant pursuant to this chapter and the furnishing by the applicant of proof of insurance shall issue a license stating the name and address of the applicant, the number of vehicles the applicant is authorized to operate and the date of the issuance thereof, and at the same time the Town Clerk shall issue for each vehicle licensed hereunder, a license card bearing the words "Licensed Limousine," an assigned number and the date of expiration of such license, otherwise such application shall be denied.

§ 236-19. Causes for denial of license, suspension or revocation. [Added 10-4-1988]

The Town Clerk shall not issue any license under this article or having issued such license may revoke or suspend the same after written notice and a hearing for any of the following causes:

- (1) Fraud, misrepresentation or false statement contained in the application for license.
- (2) Any violation of this chapter.
- (3) Conviction of any crime or misdemeanor involving:
 - (a) A felony involving the use of a vehicle by the applicant within the last three years, except as otherwise specifically hereinafter provided.
 - (b) A crime involving the manufacture, knowing transportation, possession, sale or habitual use of amphetamines, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (c) Operating a vehicle while under the influence of alcohol, an amphetamine, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (d) Leaving the scene of an accident.
 - (e) A crime against or involving children.

§ 236-20. Execution.

Each license issued pursuant to this article shall be signed at the direction and in the name of the Town Clerk, and sealed with the Seal of the Town.

§ 236-21. Expiration.

Each license issued pursuant to this article shall be issued as of the day of the granting thereof, and shall expire on the last day of February next succeeding, unless sooner suspended or revoked.

§ 236-22. Additional vehicles.

- A. Each owner licensed under this article who shall desire to add to the number of taxicabs he is then operating shall file with the Town Clerk a written application, under oath, stating:
 - (1) The name and address of the applicant.

- (2) The applicant's owner's license number.
 - (3) Any facts which the applicant believes tend to prove that the public convenience and necessity require such an addition.
 - (4) A description of each additional taxicab, including the make; model; passenger seating capacity; year of manufacture; state registration number; and motor number.
- B. If the Town Clerk shall find that the addition of such taxicab or taxicabs is required by the public convenience and necessity and that the applicant has complied with the requirements of § 236-18, then he shall issue a supplementary owner's license, stating the name and address of the applicant; the number of the license medallion assigned to such vehicle; and the date of issuance thereof, and at the same time the Town Clerk shall issue for each vehicle licensed pursuant to this section a license card bearing the words "Licensed Taxicab," an assigned number and the date of expiration of such license; otherwise the application shall be denied.
- C. In making the findings required by Subsection B, the Town Clerk shall take into consideration the matters specified in §§ 236-15, 236-17 and 236-18.

§ 236-23. Renewals.

Any license issued pursuant to this article may be renewed annually for additional periods of one year each from the date of expiration, upon the filing of an application containing all the information required for an initial license, except the facts with respect to public convenience and necessity, in the same manner as the approval of an initial license, and upon the approval of the Town Clerk except as to the finding of public convenience and necessity.

§ 236-24. Transferability. [Amended 6-15-2021 by L.L. No. 9-2021]

- A. No owners' license shall be transferred or assigned except upon approval by the Town Clerk based on a written application to the Town Clerk.
- B. An owners' license holder shall give written notice to the Town Clerk within 10 days of any change of address or phone number.
- C. For purposes of this section, the transfer or assignment of an owners' license shall mean any change in the identity of the entities, individuals or group owning the owners' license or which directly or indirectly directs, or has the power to direct, the management and policies of said owner, whether through the ownership of voting securities or other equity interest, by contract or otherwise. Without limiting the generality of the foregoing, for purposes hereof, such a transfer or assignment shall be deemed to have occurred at any point in time when there is:
 - (1) Any change in actual working control (by whatever manner exercised) or in the effective control of the owner on the medallion;
 - (2) An agreement of the holders of voting stock or rights of the owner, which effectively vests or assigns policy decisionmaking in any person or entity other than the owner;
 - (3) A sale, assignment or transfer of any shares or interests in the owner, which results in a change in the control of the owner; or

- (4) A change in limited partnership, limited liability corporation or similar interest representing 10% or more of an equity interest in the owner.

§ 236-25. Recordkeeping.

The Town Clerk shall keep a record of the name and address of each person to whom a license has been issued pursuant to this article, showing the date and number of the license; all renewals, suspensions and revocations thereof; and a record of each taxicab or limousine licensed pursuant to this article, stating the make, model, passenger seating capacity, year of manufacture, state registration number and motor number thereof; and the name and address of the person owning the taxicab or limousine.

§ 236-26. Changes of terminal locations.

No person licensed pursuant to this article shall change his place of terminal without written permission granted by the Town Clerk.

§ 236-27. Sale or disposition of vehicle.

Each person licensed pursuant to this article shall, upon the sale or other disposition of a licensed taxicab or limousine, within 24 hours, notify the Town Clerk of the sale or other disposition and surrender the license and medallion issued for the vehicle.

§ 236-28. Surrender of license or medallion.

It shall be unlawful for any person to refuse to surrender a license or medallion issued pursuant to this article to the Town Clerk upon demand, after the license has been suspended, revoked or expired.

**ARTICLE III
Drivers' Licenses**

§ 236-29. Requirements. [Amended 4-25-2006 by L.L. No. 6-2006]

No person shall operate any taxicab or limousine upon the public highways of the Town without having first obtained and having then in force a license to operate a taxicab or limousine as required by New York State law, and a driver's license issued as provided in this article.

§ 236-30. Application.

The application for a license required by this article shall contain such information and be accompanied by such documents as the Town Board may prescribe.

§ 236-31. Photographs and fingerprints of applicant; waiver. [Amended 5-10-1977; 4-25-2006 by L.L. No. 6-2006]

Each applicant for a license required by this article and each member thereof, if an unincorporated association, and any officer, director or stockholder, if a corporation, shall at the time of submitting his application also:

- A. Submit to having two individual photographs of each applicant taken under the supervision of the Office of the Town Clerk.
- B. Submit a certificate from a physician, duly licensed to practice in the state, certifying that, in his opinion, the applicant is not afflicted with any physical or mental disease or infirmity which might make him an unsafe or unsatisfactory driver.
- C. Exhibit his current license to operate a taxicab or limousine as required by New York State law for inspection.
- D. A copy of the applicant's fingerprints shall be duly submitted to the New York State Division of Criminal Justice Services. Any fees required for fingerprinting shall be the responsibility of the applicant. **[Amended 6-15-2021 by L.L. No. 9-2021]**
- E. The photographing and fingerprinting requirements may be specifically waived by the Town Clerk upon such facts as in his discretion warrant such waiver.

§ 236-32. Fees. [Amended 12-3-1974; 2-8-1977; 5-10-1977; 12-11-1990; 4-25-2006 by L.L. No. 6-2006]

The fees for filing applications pursuant to this article, which shall be paid to the Town Clerk at the time the application is filed, shall be in the amount indicated in the Town of Oyster Bay Town Clerk Fee Schedule as approved by the Town Board.

§ 236-33. Investigation of applicant. [Amended 5-10-1977]

Upon receipt of any application, the Town Clerk may forward the same to the New York State Division of Criminal Justice Services for such investigation of the applicant as is deemed necessary or advisable for the protection of the public good and welfare.

§ 236-34. Issuance. [Amended 10-25-1988; 12-13-1988; 4-25-2006 by L.L. No. 6-2006]

Upon the receipt of the investigation by the New York State Division of Criminal Justice Services of the applicant made pursuant to this article, the Town Clerk shall issue the license sought to the applicant if the Town Clerk shall find that the applicant holds a license to operate a taxicab or limousine as required by New York State law, and is a fit and proper person to drive such a vehicle considering his age, experience, police and accident reports, character and driving ability; otherwise the application shall be denied.

§ 236-35. Causes for denial of license; suspension or revocation. [Amended 12-13-1988]

The Town Clerk shall not issue any license under this chapter or, having issued such license, may revoke or suspend the same after written notice and a hearing for any of the following causes:

- A. Fraud, misrepresentation or false statement contained in the application for license.
- B. Any violation of this chapter.
- C. Conviction of any crime or misdemeanor involving:
 - (1) A felony involving the use of a vehicle by the applicant within the last three years, except as otherwise specifically hereinafter provided.
 - (2) A crime involving the manufacture, knowing transportation, possession, sale or habitual use of amphetamines, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (3) Operating a vehicle while under the influence of alcohol, an amphetamine, a narcotic drug, a formulation of an amphetamine or a derivative of a narcotic drug.
 - (4) Leaving the scene of an accident.
 - (5) A crime against or involving children.
- D. Upon evidence satisfactory to the Town Clerk that an emergency exists, such as the death, resignation or illness of taxicab or limousine driver, which would cause substantial hardship because of the enforced idleness of a taxicab or limousine, the Town Clerk is authorized to issue a thirty-day temporary driver's license to the applicant therefor, provided that such applicant complies with all the terms and conditions of this chapter and all applicable chapters of the Town of Oyster Bay Code of Ordinances.

§ 236-36. Execution.

Each license issued pursuant to this article shall be signed at the direction and in the name of the Town Clerk, and sealed with the Seal of the Town.

§ 236-37. Issuance and display of badge.

At the time of issuance of a license pursuant to this article, the Town Clerk shall also furnish to the licensee a numbered badge, which must be conspicuously displayed on the outer clothing in the hollow of the left shoulder of each licensee. The badge shall be returned to the Town Clerk upon suspension or revocation of the license.

§ 236-38. Transferability.

A license issued pursuant to this article shall not be transferable.

§ 236-39. Expiration.

Each license issued pursuant to this article shall be issued as of the day of the granting thereof, and shall expire on the last day of February next succeeding, unless sooner suspended or revoked.

§ 236-40. Recordkeeping. [Amended 4-25-2006 by L.L. No. 6-2006]

The Town Clerk shall keep a record of each license issued pursuant to this article showing the name and address of the driver; his state driver's license number; his license issued pursuant to this article; and the date of issuance of the license.

§ 236-41. Changes of address. [Amended 4-25-2006 by L.L. No. 6-2006]

Each person licensed pursuant to this article shall, within 48 hours, notify the Town Clerk of any change of his address or loss of either his Town of Oyster Bay taxicab/limousine driver's license or his license to operate a taxicab or limousine as required by New York State law.

§ 236-42. Surrender of license. [Amended 4-25-2006 by L.L. No. 6-2006]

It shall be unlawful for any person to refuse to surrender a license issued pursuant to this article to the Town Clerk upon demand, after the license has been suspended, revoked or expired.

ARTICLE IV

Vehicles

§ 236-43. Appearance and condition.

Each vehicle operated upon the streets of the Town as a taxicab or limousine shall be kept clean, sanitary, fit and of good appearance, and in a safe condition for the transportation of passengers.

§ 236-44. Inspections. [Amended 3-14-1978]

- A. The Town Board shall establish reasonable rules and regulations for the inspection of taxicabs and limousines operated upon the streets of the Town in order to protect the public health, safety and general welfare.
- B. No license shall be issued or renewed which shall permit the use of any vehicle as a taxicab or limousine unless and until the vehicle has been inspected by a licensed New York State motor vehicle inspector and a current certificate of inspection has been delivered to the Town Clerk.
- C. A certificate of inspection shall contain the following information and be provided on a form prepared by the Town Clerk:
 - (1) The owner's name and license number, the date of inspection, the name of the inspection station, the name of the inspector, the year and make of the vehicle, the New York State vehicle license plate number and whether the vehicle is to be used as a taxicab or limousine.
 - (2) The certificate of inspection shall be signed and dated by the owner or person in charge of the inspection station and shall bear the official motor vehicle inspection station stamp designating whether the vehicle has been approved or rejected.
- D. If, following an inspection of any vehicle licensed under this chapter, an inspector, who shall be appointed by the Town Clerk, observes any of the following conditions, he may require an additional New York State motor vehicle inspection, and the owner will be required to submit a certificate of inspection from an authorized state inspection station within five days of the date of such determination by the inspector:
 - (1) Inoperative headlights, taillights, parking lights, stoplights, directional signals, roof lights or interior lights.
 - (2) Faulty suspension system if made obvious by leaning of vehicle.
 - (3) Broken windows, windshield or rear view mirrors.
 - (4) Inoperative windshield wipers.
 - (5) Inoperative horn.
 - (6) Faulty doors, which fail to lock and/or latch.
 - (7) Badly worn tires the treads of which do not meet minimum requirements of the Vehicle and Traffic Law.
 - (8) Faulty exhaust system evidenced by excessive noise and/or visible holes.

- (9) Faulty fuel system indicated by visible leak or strong fuel smell.
 - (10) General neglect and disrepair of chassis and body of the vehicle.⁸⁵
- E. Necessary equipment. Taxicabs shall have the following equipment in addition to such equipment as may be required by the New York State Vehicle and Traffic Law or by reasonable safety considerations: [Added 11-10-2015 by L.L. No. 2-2015⁸⁶]
- (1) A properly inflated spare tire; unless towing and road service is maintained;
 - (2) A set of tools for changing tires; unless towing and road service is maintained;
 - (3) Three reflective triangles;
 - (4) A fully operable fire extinguisher, located for immediate use (i.e., within reach of the driver, when the driver is in the driver's seat); and
 - (5) A radio transmitter and receiver capable of two-way communication with a dispatcher.
- F. If any provision of this section is declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such determination shall not effect the other provisions of this section.

§ 236-45. Required markings.

Each taxicab shall have a permanently affixed roof light with the word "Taxicab," "Taxi" or "Cab" imprinted thereon in such manner that it shall be visible at all times and shall bear on the outside of each front door, the word "Taxicab" and the name and address of the owner in letters not less than two inches, nor more than four inches in height, either painted thereon or otherwise securely affixed thereto. There shall also be affixed to the left front door in a conspicuous place, the license issued by the Town Clerk pursuant to this chapter.

85. Editor's Note: Former Subsection E, regarding the severability of the provisions of this section, which immediately followed this subsection, was repealed 4-25-2006 by L.L. No. 6-2006.

86. Editor's Note: This local law also provided for the redesignation of former Subsection E as Subsection F.

ARTICLE V
Operations Regulations

§ 236-46. Observance of regulations required.

The regulations established in this article shall be observed in the operation and driving of every taxicab upon the public highways of the Town.

§ 236-47. License required.

No person shall operate a taxicab or limousine on the public highways of the Town unless the taxicab or limousine shall be duly licensed as provided in this chapter.

§ 236-48. Display of license and fares.

No person shall drive any taxicab upon the streets of the Town unless there are displayed in the taxicab, in a manner in which they are clearly visible and can be readily observed by all passengers therein, the license of the driver and a schedule of the maximum fares applicable within the Town.

§ 236-49. Driver to remain in vehicle; exceptions.

The driver of a taxicab shall at all times remain in the driver's compartment or immediately adjacent to his taxicab when the vehicle is in any public place, except that when necessary, a driver may be absent from his cab for not more than 20 consecutive minutes.

§ 236-50. Solicitation of passengers.

- A. No taxicab driver shall solicit passengers except while parked or standing at a taxi stand and except when sitting in the driver's compartment of the taxicab or while standing immediately adjacent thereto, nor in a loud or annoying tone of voice; nor by a sign; nor shall a taxicab driver in any manner annoy, obstruct the movement of or follow any person for the purpose of soliciting patronage.
- B. No taxicab driver shall cruise in search of passengers.

§ 236-51. Additional passengers.

No taxicab driver shall stop to pick up any additional passengers while proceeding to the destination of any passengers then occupying the taxicab without the consent of all such passengers.

§ 236-52. Restrictions on passengers.

- A. No person, other than the driver or a passenger, shall enter any taxicab while it is in operation as such.
- B. No driver shall permit more persons to be carried in his taxicab or limousine than the number for which it has seating facilities.

§ 236-53. Refusal of service; exceptions.

Except when the passengers of a taxicab do not consent to the picking up of additional passengers, no taxicab driver shall refuse or neglect to convey any orderly person upon request, unless previously engaged to full capacity or unless the transportation of such person shall substantially delay or inconvenience passengers who have already engaged his taxicab.

§ 236-54. Conveying passengers to different locations.

If a taxicab is carrying two or more persons to different destinations, the driver shall be the sole judge of the order in which such persons shall be delivered to their destination, and the route which shall be followed in so delivering them.

§ 236-55. Delaying passengers.

No passenger in a taxicab shall be kept waiting longer than five minutes before proceeding to his announced destination.

§ 236-56. Parking restrictions.

- A. No taxicab shall park or stand on any public street or place other than at a taxi stand designated or established and so marked pursuant to a resolution of the Town Board.
- B. No taxicab or limousine shall park or stand on any private street or place without the written permission of the owner thereof and then only subject to the provisions of the Building Zone Ordinance⁸⁷ of the Town, and all other provisions of this Code and other ordinances of the Town.

§ 236-57. Accident reports.

All accidents in which any taxicab or limousine shall be involved shall be reported to the County Police Department within 24 hours after the happening thereof.

§ 236-58. Lost property.

Each taxicab or limousine driver, as soon as practicable after his taxicab or limousine is emptied of passengers, shall carefully search his vehicle for any property left there by any passenger and, if he shall find any such property, he shall immediately deliver it to the Police Department having jurisdiction.

§ 236-59. Compliance with other rules; reports of offenses.

Each taxicab or limousine driver shall obey all laws and ordinances, rules and regulations while driving the vehicle and, upon conviction for any offense, misdemeanor or felony, shall report the conviction within five days to the Town Clerk, advising him of the nature of the offense and the name and location of the court and the date on which such conviction was had.

§ 236-60. Fares.

No taxicab owner or driver shall demand or suggest that any passenger or prospective passenger

⁸⁷. Editor's Note: See Ch. 246, Zoning.

pay a fare larger than that authorized.

§ 236-61. Minimum service requirements.

Each person licensed as a taxicab owner under this chapter shall maintain continuous service, seven days each week, 24 hours each day, from at least one depot or terminal, except that individual owner drivers shall maintain continuous service at least eight hours per day and at least five days each week.

§ 236-62. Recordkeeping of trips.

Each driver shall keep a written record of all trips showing the time and place each passenger engaged in his taxicab and the time and place he left such taxicab on a form approved by the Town Clerk. Such record shall be retained by the owner of such taxicab for at least one year, and shall be subject to inspection by the Town Clerk, his agent or any member of the County Police Department.

§ 236-63. Trailers restricted.

No trailer or semitrailer shall be attached or secured to a taxicab or limousine while it is being used to transport passengers.

Chapter 241

WATERWAYS

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay: Art. I, as Ch. 5 of the 1971 Code, amended in its entirety 6-26-2018 by L.L. No. 6-2018. Subsequent amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Peddling and soliciting — See Ch. 173.

Environmental quality review — See Ch. 110.

Plumbing — See Ch. 180.

Flood damage prevention — See Ch. 121.

Shellfish and marine life — See Ch. 196.

Licenses and permits — See Ch. 147.

Zoning — See Ch. 246.

ARTICLE I General Provisions

§ 241-1. Legislative findings.

- A. It is hereby declared that the need for a consistent, reasonable and comprehensive policy toward the creation of moorings, docks, piers, floats and the dockage of vessels is of paramount importance for the orderly administration of the waterways of the Town of Oyster Bay.
- B. The Town Board has found that water sports, the dockage of vessels, and the operation of vessels in the waters or waterways of the Town are matters affecting the public interest and consequently should be subject to the supervision and administrative control of Town authority for the purpose of safeguarding the public.

§ 241-2. Applicability.

- A. The provisions of this chapter, except when prohibited by the laws of the United States or the State of New York, apply to all waters or waterways under control of the Town, and such other municipalities as have delegated their authority to control waterways to the Town, and shall apply to: all docks, piers, floats, bulkheads and moorings which exist and are proposed in said waters or waterways.
- B. These provisions shall not apply to any state, federal or municipal mooring, dock, or other facility.

§ 241-3. State and federal regulations.

- A. The terms of this chapter shall be construed to conform with the provisions of all federal and state statutes, rules and regulations so as to resolve any apparent discrepancies between the federal and state provisions and the terms of this chapter.
- B. All boats or vessels operating within the waters of the Town shall comply with all applicable laws, rules and regulations of the state and federal governments.

§ 241-4. Registration.

No motor vessel shall be attached to any mooring, pier, float or dock or operated in waters of the Town of Oyster Bay except if it has currently in effect a registration issued by the State of New York, or in the case of a nonresident owner, by a bureau in the state of his or her residency.

§ 241-5. Definitions.

As used in this chapter, the following terms shall have the meanings ascribed to them:

ANCHOR or ANCHORING — The attachment of or to attach a vessel to the ground by means of tackle so designed that when such attachment is terminated, the tackle in its entirety is removed from the ground and taken under the control of the vessel.

APPLICATION — A written request, verified by any person desiring to establish a mooring, dock, pier, bulkhead or float, setting forth the structure they desire to construct or maintain together with plans and specifications. Copies of all papers, plans and specifications, and applications submitted to the United States Army Corps of Engineers, the New York State

Department of Environmental Conservation and the United States Fish and Wildlife Service shall be included as well as a radius map depicting all structures, docks, moorings, floats, piers, beaches (both public and private) located on, and the boundary lines of, the two properties on both sides of the premises for which the permit is sought (four properties in total), and any properties which have any frontage on a waterway and are directly opposite from the subject premises, and a chart showing the mean low tide of all areas within 300 feet of such proposed structure.

BOAT or VESSEL — Includes every description of watercraft or other contrivance used on or capable of being used as a means of transportation in water and in air, and shall be deemed to include any airplane capable of landing on water.

BULKHEAD — Any wall constructed of any type of material adjacent to a watercourse, and shall include all footings, shorings, pilings, deadmen, tiebacks and whalers, or associated devices installed in connection with the construction of said wall.

CHANNEL — Main channels and cross channels connecting with them as delineated by navigation aids placed by the United States Coast Guard or by the Town.

COURTESY PERMIT — A permit issued to a shipyard, yacht club or yacht service organization or a municipality for a mooring anchor buoy for transient vessels, vessels permanently moored or docked elsewhere and requiring mooring facilities in Oyster Bay Harbor for not more than a two-week period.

DOCK — Any mooring constructed which is attached to the land, whether underwater or otherwise, by means of pilings or some other system.

FLOAT — Any mooring constructed of materials which float in water, including but not limited to plastic, wood or foam, which may either be attached to the underwater land or to a dock, pier or bulkhead to which a vessel may moor, or may be stored upon.

HOUSEBOAT — Any vessel at any mooring location, including attached to any mooring, dock, pier or float, which is inhabited on a daily basis.

MOOR or MOORING (when used as a verb) —

- A. The attachment of or to attach a vessel to a pier or dock or other structure; or the attachment of or to attach a vessel to the ground by means of tackle so designed that, when such attachment is terminated, some portion of the tackle remains attached to the ground and is not taken under the control of the vessel.
- B. The fastening of a boat to any part of the highway and leaving the boat unattended by a person capable of operating it, for a period longer than necessary to load or unload passengers or freight.

MOORING (when used as a noun) — Includes all docks, piers and floats to which a boat, ship, barge, raft or any similar device may be attached or any mooring maintained or operated by the Town of Oyster Bay, the United States of America, the State of New York, the County of Nassau or any other town or village, or any department or agency of any such government.

MOORING ANCHOR BUOY — Any float, together with an anchor and connecting lines of any material used to moor a vessel.

MOORING PERMIT — A permit issued to a person for a mooring anchor buoy for a specific vessel.

MOORING PLACEMENT PERMIT — A permit issued to a person for placing a mooring anchor buoy or buoys on behalf of another person or persons into the Town waters of Oyster Bay Harbor.

NAVIGABLE WATERS — Any area where at the mean low tide there is in excess of three feet between the surface of the water and underwater lands.

OWNER — Includes the person under whose name a vessel was last registered with the United States Coast Guard or with the Commissioner, Parks and Recreation, State of New York or documented or, in the case of a nonresident, by a bureau in the state of his or her residency, and in any other case the last known owner or the person who claims lawful possession of such vessel by virtue of legal title or equitable interest therein which entitles him/her to such possession.

PERSON — Any individual, firm, partnership, corporation, company, association or organization.

PIER — Any mooring constructed of permanent materials, including but not limited to brick, stone, concrete, steel, timber, composite or similar substances and materials, which is permanently attached to the land, whether underwater or otherwise.

SKIN DIVING — Swimming with the intent to explore or photograph in local waters or to hunt fish therein, including using any self-contained underwater breathing apparatus commonly known as an "aqualung," but shall not include bona fide salvage or other commercial operations displaying proper signals.

TOWN — The Town of Oyster Bay, Nassau County, New York.

TOWN BOARD — The Town Board of the Town of Oyster Bay.

WATERS OF OYSTER BAY HARBOR — The waters in Oyster Bay Harbor, Nassau County, New York, within the jurisdictional limits of the Town of Oyster Bay or any waters over which the Town has any jurisdiction by agreement, operation of law or otherwise.

YACHT SERVICE — Any boat yard, yacht club or yacht service organization engaged in such service or fraternity within the limits of the Town of Oyster Bay.

§ 241-6. Powers and duties of the Town Board.

- A. The Town Board is hereby granted the power to promulgate reasonable rules and regulations, from time to time, as it may determine for the administration and enforcement of this chapter, such regulations to be made public by posting in a conspicuous place in or about the boating and bathing areas and filed with the Town Clerk, the Department of Environmental Resources and the Department of Public Safety for inspection by users or interested persons during regular business hours.
- B. The Town Board is hereby authorized to adopt rules and regulations governing the operation of boats and vessels in the waterways under the control of the Town, subject to obtaining the approval of the Commissioner, Parks and Recreation, State of New York or its successor agency, where applicable.
- C. Nothing contained in this chapter shall prohibit the Town Board from issuing special permits through the Department of Parks for aquatic events, boat races or otherwise render proper supervision and in limited areas for limited periods, after prior approval by the United States Coast Guard or the State of New York, as required, and notification to the Department of Public Safety, the Department of Environmental Resources and the Town

Clerk.

ARTICLE II

Construction or Modification of Docks, Moorings, Piers, Bulkheads, Floats**§ 241-7. Jurisdiction, rules and regulations.**

- A. This article shall apply to any mooring, dock, pier, float, bulkhead or similar structure, whether temporary or permanent, sought to be constructed or modified on or in the waterways in the Town of Oyster Bay.
- B. Any application for the construction or modification of any mooring, dock, pier, float, bulkhead, or similar structure on or in the waterways in the Town of Oyster Bay which is pending at the time of the effective date of this article shall be processed under the provisions of this chapter, as amended.
- C. Structures for mooring and dockage of boats on or in the waterways in the Town in the unincorporated areas of the Town shall be under the jurisdiction of the Town Department of Planning and Development, and administered by that Department pursuant to the provisions of this chapter, and Town of Oyster Bay Code, Chapter 93, Building Construction, and Chapter 246, Zoning. The Commissioner of the Department of Planning and Development may promulgate rules and regulations in connection with the construction and maintenance of facilities and structures such as docks, moorings, piers, bulkheads and floats built on or in waterways in the Town in the unincorporated areas of the Town in furtherance of this chapter.
- D. Structures for mooring and dockage of boats on or in the waterways in the incorporated areas of the Town shall be under the jurisdiction of the respective village or city, provided the Department of Planning has first reviewed plans for the proposed structure to determine if it encroaches beyond the limits of the municipality into the waters of the Town, and, if so, the Town Board, by resolution, has approved said structure. The respective municipality shall be the agency responsible for the issuance of a permit for structures built within its boundaries.
- E. The Department of Planning and Development shall consult with the Department of Public Works and the Department of Environmental Resources, when necessary, for assessments and assistance with technical questions, to properly administer the provisions of this article.

§ 241-8. Construction of provisions.

- A. The provisions of this article shall be liberally construed to effectuate the purposes of this article to bring order to the building upon waterways of the Town and to ensure the welfare, safety and continuing high quality of the environment of the waterways of the Town of Oyster Bay.
- B. If any provision of this article shall be declared invalid for any reason, then any court decision shall be limited only to that specific sentence or paragraph involved and all other provisions shall continue to be in full force and effect unless declared otherwise.
- C. Any reference to the singular shall include the plural. Any reference to the masculine shall include the feminine and neuter.
- D. Any reference to National Fire Protection Association Standards shall mean those standards then in effect as of the date of the issuance of the permit.

§ 241-9. Applications.

- A. A person wishing to construct or modify a dock, mooring, pier, bulkhead, float or similar structure or ancillary structure thereto in any area of the Town of Oyster Bay shall comply with the provisions of this article.
- B. Applications for permits for the construction of any such structure pursuant to this article shall be submitted to the Department of Planning and Development for processing. The Department of Planning and Development shall process the application and shall decide all issues of structural soundness, and electrical and plumbing questions, and shall other departments and agencies as it deems necessary to provide assistance as to such an application.
- C. An application shall include the following:
 - (1) A short environmental assessment form, together with the fees authorized by the Town Board.
 - (2) Copies of all materials filed with the New York State Department of State, New York State Department of Environmental Conservation, United States Army Corps of Engineers, New York State Department of State [coastal consistency determination] and Department of Interior, when applicable.
 - (3) A survey showing the plans and specifications for any mooring facility, structure, float, pier or dock, including but not limited to all telephone, electrical and water service.
 - (4) A radius map showing all beaches, moorings of all types, piers, docks, floats, bulkheads, decks and all types of structures and paved areas which are located on the two properties on both sides of the premises for which the permit is sought (four properties in total), and any properties which have any frontage on a waterway and are directly opposite from the subject premises, and a chart showing the mean low tide of all areas within 300 feet of such structure.
 - (5) A verified application by a person requesting the Town to issue a permit for the structure requested to be constructed or modified.
 - (6) Certification of mailing a copy of the application and notice of filing of same to the owners of the properties identified in Subsection C(4) above.
- D. Review. **[Amended 3-15-2022 by L.L. No. 5-2022]**
 - (1) The Commissioner of the Department of Planning and Development, or his/her designee, in his/her sole discretion, shall have the authority to determine if an application is complete.
 - (2) The Commissioner of the Department of Planning and Development shall refer any application for review by the Division of Environmental Planning and Technical Review, which shall then advise the Commissioner of the Department of Planning and Development what actions it deems appropriate upon such application, pursuant to Chapter 110, Environmental Quality Review, of this Code.
 - (3) The Division of Environmental Planning and Technical Review shall take such

actions as may be required by this Code and New York State or federal law and refer the matter back to the Commissioner of the Department of Planning and Development, pursuant to Chapter 110, Environmental Quality Review, of this Code.

- (4) The Commissioner of the Department of Planning and Development shall obtain input from the Parks Department, Division of Beaches and Marinas, as to areas under its expertise.
- (5) The Commissioner of the Department of Planning and Development shall receive and consider the comments of owners of properties in the vicinity of the subject premises.

E. Action on application.

- (1) After any required environmental reviews have been made, if the structure contemplated by the application does not exceed the property line of the subject property, including riparian rights, the Commissioner of the Department of Planning and Development shall decide if the application shall be granted, and if located within the jurisdiction of an incorporated area of the Town, shall refer said application to the respective jurisdiction.
- (2) If the Commissioner of the Department of Planning and Development determines that the structure contemplated by the application exceeds the property line of the subject property, the Commissioner shall forward the application, together with all attachments and comments received, to the Office of the Town Attorney, Legislative Affairs, with his/her recommendation, requesting that the Town Board decide, by resolution, whether or not to grant the relief requested in the application. Legislative Affairs shall place the application on the Town Board Calendar for consideration by the Town Board.
- (3) All persons, local governments or other agencies or corporations having any property or operating any facilities on the two properties on both sides of the premises for which the permit is sought (four properties in total), and any properties which have any frontage on a waterway and are directly opposite from the subject premises shall be notified at least 14 days in advance, in writing, of the appearance of such matter for Town Board action. It is the responsibility of the applicant to issue said notices and the applicant shall bear the cost of same.
- (4) At the Town Board meeting upon which such application is considered, any person wishing to be heard thereupon shall be heard and may submit such written materials as they wish for the Board's review prior to deciding such application.
- (5) The Town Board may, by resolution, authorize the Department of Planning and Development to issue such permit upon such terms as it may deem appropriate and also at that time authorize the Department of Planning and Development to issue a certificate, after the completion of any such structure, that the finished structure complies with the permit, or if the structure is in an incorporated area of the Town to properly advise the respective jurisdiction so they may take appropriate action.
- (6) The Town Board shall consider in such application environmental factors; preservation of beaches; underwater rights; other moorings; other structures including docks, piers and floats; the general convenience of the general public within, in, around and about the area involved; the amount, nature and possible obstruction of

traffic upon the navigable waters of the Town, and related issues upon determining such an application, and balance the riparian and related rights of property owners to reasonable access to waters with the needs of the public for general safety and convenience upon the waterways.

- (7) The Commissioner of the Department of Planning and Development shall examine the structure maintained with reference to the permit authorized by the Town Board and shall enjoy the assistance of the Town Department of Environmental Resources; Department of Public Works, and such other agencies and those local, state and federal agencies as may be required to review such structure as to whether it complies with the permission granted by the Town Board.

§ 241-10. Restrictions on construction.

The following restrictions, in addition to New York State Department of Environmental Conservation requirements, shall exist upon permits for and construction and approval of any mooring, dock, float, bulkhead or pier:

- A. No electrical or other wiring shall be allowed upon any structure on or in Town waterways, except upon permission of the Commissioner of Planning and Development, and upon the filing of a certificate from an approved electrical inspection company that such wiring meets all other relevant specifications and criteria for such items.
- B. No mooring may be created, repaired or modified which interferes with the use of adjacent beaches, adjacent existing permanent moorings and docks or causes hazard to adjacent property or unduly restricts the use of navigable waterways.
- C. Plumbing installed upon any dock or mooring must conform to the requirements of Town Code Chapter 180, Plumbing, and the New York State Building Code, or be of a type approved for such construction by the Commissioner of the Department of Planning and Development.
- D. Any mooring which is either longer than 25 feet or in excess of 200 square feet must have a personal flotation device with a four-hundred-pound-strength rope of nylon or similar material of a length of at least 100 feet attached to it which is easily accessible for use in the event of an emergency.
- E. All moorings designed for pedestrian traffic must have applied to their upper surfaces a nonslip material to retard possible slipping on wet materials when boarding or exiting a boat.
- F. No dock or pier may be erected unless there is a dwelling or other building upon the property adjacent to such moorings, except upon special permission of the Town Zoning Board of Appeals.
- G. No sea grass or similar flora, nor fauna, is to be disturbed by the construction, modification or repair of any mooring or dock, except upon permission of the Department of Environmental Resources and any other agency having jurisdiction thereof.
- H. Appropriate erosion control measures shall be in place to prevent rock, soil, sand or other materials from entering adjacent waterways during any construction.
- I. No dredging of adjacent waterways shall take place unless expressly authorized through a

permit or approval by the New York State Department of Environmental Conservation, U.S. Army Corps of Engineers, or New York State Department of State, as applicable.

- J. Piers and docks 50 feet long or less shall be at least three feet wide. Those in excess of 50 feet in length shall be at least four feet wide. Floats shall provide adequate freeboard and stability in relation to weather and water conditions at all times.
- K. Gangways leading to floats shall meet the requirements of the New York State Building Code, and shall be designed to accommodate the normal movements of the float to which it provides access.
- L. Any mooring which extends in excess of 30 feet from the mean high tide line must have a reflective device of at least four square inches every 20 feet along the length of all sides of it.

§ 241-11. Maintaining structure.

Any failure by the owner, operator, lessee or other person having control of such structure to maintain it upon the terms authorized by the Town Board or the Commissioner of the Department of Planning and Development shall be in violation of this article, and the Town may issue an appearance ticket for violation of these Code provisions pursuant to the terms of Criminal Procedure Law Article 150, or the Town Attorney may take action by virtue of the provisions of the Criminal Procedure Law or Civil Practice Law and Rules or similar civil provisions in addition to any remedies of a criminal nature.

§ 241-12. Fees.

An application fee, based upon the fee schedule established by the Department of Planning and Development, shall be paid by the applicant herein. In addition, all other costs of all mailings and publication as required by this chapter shall be borne by the applicant.

§ 241-13. Inspections.

By virtue of any application hereunder, the Department of Planning and Development, or any person they may designate, shall be authorized to inspect any mooring, dock, pier, float or bulkhead at any time for compliance with the provisions of this article, rules and regulations promulgated hereunder or conditions promulgated by the Department of Planning and Development, Town Board or otherwise hereunder to ensure the safety of the environment, safety of persons and property, compliance with rules, regulations or orders of the Town, county, state or federal authorities as to requirements for such structures hereunder.

ARTICLE III
Operation of Vessels and Water Activities

§ 241-14. Operation of vessels.

- A. Each person operating a boat or vessel shall at all times operate it in a careful manner, having regard of the existing hazards, both actual and potential, and at such rate of speed as not to endanger the property of another or the life or safety of any person or so as to interfere with the free and proper use of the waterway by others.
- B. Speed limits.
 - (1) It shall be unlawful to operate a boat at a greater speed than five miles per hour within 200 feet of the shoreline, a dock, raft, float, a moored vessel or channel system.
 - (2) A "dead slow no wake" zone shall exist in any area used as a boat basin, marina, anchorage or mooring area and at all entrances thereto and exits therefrom.
 - (3) A twelve-mile-per-hour speed zone shall exist, and excessive wake shall be prohibited in all that portion of the state boating channel which is within the Town of Oyster Bay.
 - (4) The Commissioner of the Department of Public Safety shall have the authority to impose speed limits in his/her discretion for safety reasons due to weather conditions or anticipated activity in the water (i.e., boating displays, fireworks, holiday events, etc.).
- C. No boat shall be operated in such a manner as to cause a wake which is dangerous to life or limb or a person or to other boats or other property.
- D. No person shall operate a boat or vessel within the waters and waterways of the Town while in an intoxicated condition. Upon the trial of any action or proceeding arising out of facts alleged to have been committed by any person arrested for operating a boat or vessel while in an intoxicated condition, the court may admit evidence of the amount of alcohol in the defendant's blood taken within two hours of the time of his arrest, as shown by a medical or chemical analysis of his breath, blood, urine or saliva. For the purposes of this section:
 - (1) Evidence that there was, at the time of taking the sample, 0.05% or less, by weight of alcohol in the defendant's blood, is *prima facie* evidence that the defendant was not in an intoxicated condition.
 - (2) Evidence that there was, at the time of taking the sample, more than 0.05% by weight of alcohol in the defendant's blood is relevant evidence, but it is not to be given *prima facie* effect in indicating whether or not the defendant was in an intoxicated condition.
 - (3) Evidence that there was, at the time of taking the sample, 0.15% or more, by weight of alcohol in the defendant's blood, may be admitted as *prima facie* evidence that the defendant was in an intoxicated condition.

§ 241-15. Muffler required for certain engines.

No person shall operate a boat propelled wholly or partly by an engine operated by gas, gasoline, naphtha, diesel oil or other fuel without having the exhaust from the engine run through a muffler

or controlled by the introduction of water into the exhaust pipe or line.

§ 241-16. Pollution.

- A. The dumping or discharging of marine toilets, sewage, oil, chemicals, refuse, garbage or wastes or any pollutant in any waters or waterways from any boat or vessel or dock facility or otherwise is prohibited.
- B. No discharge, in any quantity, of any oil, gasoline, paint, solvent, paint thinner, lubricant, hydrocarbon materials, untreated sewage, litter, pollutants or any similar types of materials in the waters of the Town of Oyster Bay shall be allowed.
- C. In order to prevent the spread of invasive plant or animal species to waters under the jurisdiction of the Town of Oyster Bay, prior to launching any vessel into Town waterways, the bilge areas, live wells, ballast tanks, and any other water-holding area shall be emptied and properly disinfected.
- D. Any willful or intentional discharge of any such substances shall be a misdemeanor, upon which a sentence of up to six months in jail, a fine of \$2,000, up to three years' probation or up to 1,000 hours of community service may be authorized, together with restitution for any costs associated with the cleanup thereof, including but not limited to actual cleanup, investigative time, administrative time and legal services time associated with ensuring compliance and ensuring the quality of waterways around the site or downstream therefrom of any such occurrence and the quality of any aquaculture near the site of such occurrence or downstream therefrom.
- E. The disregard of any order promulgated by the Commissioner of the Department of Environmental Resources, the Commissioner of the Department of Public Safety or the Town Board issued hereunder and communicated to any person which endangers the safety of persons or property or creates the risk of degradation of the environment or the quality of water or endangers aquaculture or the environment thereby shall be a misdemeanor which shall carry a term of six months imprisonment, a fine of \$2,000 or up to three years' probation and shall authorize the imposition of up to 1,000 hours of community service, together with restitution for all expenses incurred by the Town as a result of such action or inaction, including but not limited to environmental cleanup, repair, maintenance of safety devices, investigation, chemical analysis, survey of waters or aquaculture, administrative time and legal services time associated with such incident in order to assure the quality of the environment or safety of persons or property or actions taken to assist or protect the same.
- F. Each day of violation shall constitute a separate violation.

§ 241-17. Hawking and peddling on vessels.

No person shall enter upon or engage in the business of selling, hawking, peddling or vending any property, article, product, goods or thing or otherwise engage in commercial activity from any boat, vessel or float on the waterways of the Town without having first obtained permission of the Town Clerk, in compliance with the requirements of Town Code Chapter 173 where applicable, upon consultation with the Commissioner of the Department of Public Safety.

§ 241-18. Prohibited locations for certain water activities.

- A. It shall be unlawful to boat or swim at the following locations:

Beach Road, at its south end between cul-de-sac and South Oyster Bay in Massapequa
Berkley Place, at its dead end at Seaford Creek
Cleveland Place, at its dead end at Seaford Creek
Franklin Place, at its dead end at Seaford Creek
Garfield Place, at its dead end at Seaford Creek
Harrison Place, at its dead end at Seaford Creek
Jackson Place, at its dead end at Seaford Creek
Jefferson Place, at its dead end at Seaford Creek
Jetmore Place, at its dead end at Seaford Creek
Lincoln Place, at its dead end at Seaford Creek
McKinley Place, at its dead end at Seaford Creek
Roosevelt Place, at its dead end at Seaford Creek
St. Mark's Place, at its dead end at Seaford Creek

- B. Fishing and crabbing are hereby prohibited upon that portion of the highway of the Town known as "St. Mark's Place," from Ocean Avenue east to the bay and upon that portion of the Town known as "Beach Road," at the south end between cul-de-sac and South Oyster Bay in Massapequa.
- C. Bathing, fishing, and crabbing are hereby prohibited upon that portion of the highway of the Town known as "Clocks Boulevard," from Lincoln Avenue southerly to the bay.

§ 241-19. Waterskiing, kite surfing.

- A. No person shall operate a boat for purposes of towing a person on water skis, a surfboard or similar device unless there is in such a boat a person over the age of 10 years in addition to the operator and in a position to observe the progress of the person being towed.
- B. No person shall ride on water skis, a surfboard or similar device or use or operate a boat or vessel to tow a person thereon during the period from sunset to one hour after sunrise.
- C. No person shall engage in kite surfing or ride on water skis, a surfboard or similar device or use or operate a boat or vessel to tow a person thereon in a marked channel or within 200 feet of the lifeline markers of any public or semipublic bathing area or public dock or mooring area or in other areas as so marked or within 200 feet of any swimmer or bather or within 200 feet from any channel.

§ 241-20. Skin diving.

- A. No skin diving shall be undertaken in any channel or in any waters where it may interfere with reasonable and proper operation of boats or within 200 feet of any public or

semipublic beach used for bathing and swimming or within 200 feet of any person bathing or swimming within an area designated for bathing or swimming.

- B. No person shall use, operate or discharge underwater any spear gun or similar apparatus within 200 feet of any public or semipublic beach used for bathing or swimming or within 200 feet of any bather or swimmer.
- C. Any person engaged in skin diving shall maintain a visible red flag with a diagonal white bar on the boat or on the surface of the water in the area of the skin diving operations.
- D. No boat or vessel shall approach within a one-hundred-foot radius of an area displaying a red flag with a diagonal white bar.

ARTICLE IV
Dockage and Mooring of Vessels

§ 241-21. Designation of areas by Town Board.

The Town Board may from time to time designate by ordinance the authorized mooring areas wherein the mooring or standing of boats shall be permitted as hereinafter provided. All such mooring areas shall be marked and indicated by suitable buoys or markers. A chart, duly adopted by the Town Board, showing anchoring areas in the waters of Oyster Bay Harbor and a listing of the global positioning system (GPS) coordinates for each of these anchoring areas are made a part hereof; a copy of said chart and list of GPS coordinates shall be kept in the office of the Department of Environmental Resources and in such places as the Commissioner of the Department of Environmental Resources may so designate.

§ 241-22. Mooring and anchoring rules and regulations.

- A. It is the intent of these rules and regulations to implement the pattern established for the anchoring and mooring in the waters of Oyster Bay Harbor.
- B. A copy of this article shall be posted in a conspicuous place in the offices of the Department of Environmental Resources for inspection by licensees during regular business hours.
- C. Mooring placement permit required.
 - (1) No person who is in the business of placing any boat mooring on behalf of another person or persons within the Town waters of Oyster Bay Harbor shall do so unless he or she shall have first obtained a mooring placement permit from the Town's Department of Environmental Resources by no later than February 28 of each year.
 - (2) Mooring placement permits shall become effective on the first day of April, or from the date of issue if application be made subsequent to the first day of April, and said permit shall terminate on the thirty-first day of December in each year, unless sooner suspended or revoked.
 - (3) The fee for a mooring placement permit shall be in the amount indicated in the Town of Oyster Bay Mooring Placement Permit Fee Schedule, as approved by the Town Board.⁸⁸
 - (4) Every mooring placement permit holder, as a condition of holding such permit, shall have agreed to:
 - (a) Conform to any rules and regulations that are established and revised from time to time by the Commissioner of the Department of Environmental Resources.
 - (b) Provide such additional information pertaining to the placing of any boat mooring within the Town waters of Oyster Bay Harbor as the Commissioner of Environmental Resources may reasonably require.
 - (c) Utilize a global positioning system (GPS) device to place any boat moorings within the Town waters of Oyster Bay Harbor and shall place each mooring on its correct global positioning system coordinates when doing so and shall certify

^{88.} Editor's Note: The fee schedule is on file in the Town offices.

within 30 calendar days to the Commissioner of Environmental Resources that each mooring was placed on the correct location using such technology.

- (d) Inspect each mooring, chain, line, pennant, anchor, anchor mooring buoy and courtesy anchoring buoy and other related equipment prior to placing same within the Town waters of Oyster Bay Harbor and shall certify within 30 calendar days to the Commissioner of the Department of Environmental Resources that such mooring, chain, line, pennant, anchor, anchor mooring buoy and courtesy anchoring buoy are in compliance with the requirements of this Code.

D. The following procedures shall apply to the application for issue and use of mooring and courtesy permits:

- (1) No person or yacht service or other entity shall place a mooring anchor buoy in the waters of Oyster Bay Harbor designated on the mooring grid established by this article without having first obtained and having then in force a mooring or courtesy permit.
- (2) At any time, subsequent to the fifteenth day of March in each year, a person or yacht service may make written application to the Commissioner of the Department of Environmental Resources upon forms to be furnished by the Department of Environmental Resources for a mooring permit or a courtesy permit, stating the name and address of the applicant and whether an owner or a lessee, specifying the names and addresses of all officers, directors and stockholders, if any, the year, make, type, color and number of the vessel and the name and address of the owner thereof, and any other relevant information which the Commissioner of the Department of Environmental Resources may require.
- (3) A mooring permit shall be issued for the exclusive use of the permittee of a specific anchorage space therein designated for a specific vessel therein stated, and such permit shall not be transferable to another person or to another space or to another vessel.
- (4) Courtesy permits may be issued for the use of a boat yard, yacht club or yacht service organization or municipality for anchorage spaces for transient vessels, vessels permanently moored or docked elsewhere and requiring mooring facilities in Oyster Bay Harbor for not more than a two-week period upon the following terms and conditions:
 - (a) In no event shall the aggregate number of courtesy permits issued exceed 5% of the total number of spaces for moorings shown on the grids established by this article.
 - (b) In no event shall any one entity receive or use more than 20 courtesy permits at any one time.
 - (c) Five such permits may be issued to each such entity for each season on or before May 30 of such season. After May 30 and to the extent space is available and limited by Subsection D(4)(a) and (b), up to 15 additional courtesy permits may be issued each season to each such entity. Such permits shall not be cumulative from season to season.

- (5) Subsequent to issuing a mooring permit, the Commissioner of the Department of Environmental Resources, or his or her designee, shall attach an anchorage area identification tag to the after half of the starboard side of the vessel for which said permit is issued. The identification tag shall indicate said permit number.
- (6) No person shall attach a vessel to an anchor mooring buoy unless an anchorage area identification tag has been attached to the vessel as required herein.
- (7) The issuance of a mooring permit shall not give a right of access across private property.
- (8) Each vessel anchored to a mooring buoy shall be anchored so that no part of the vessel shall, at any time, extend into a dredged or marked channel.
- (9) No anchor mooring buoy or courtesy anchoring buoy shall be placed or remain within any permitted space unless such buoy meets with the approval of the Commissioner of the Department of Environmental Resources or his or her designee.
- (10) Each mooring chain, line, pennant, anchor, anchor mooring buoy and courtesy anchoring buoy, etc., shall be inspected prior to being placed within the Town waters of Oyster Bay Harbor. Such inspection shall be performed by the mooring placement permit holder who placed the mooring or, in the case of individuals who place their own moorings, by a certified mooring placement permit holder.
- (11) Each mooring found to be in compliance with these regulations will be marked by the mooring placement permit holder or, in the case of individuals who place their own moorings, by a certified mooring placement permit holder, with a permanent tag indicating mooring permit number and mooring weight.
- (12) The Town will not be responsible for loss, damage, or theft to boats and/or their contents or for any other private property.

§ 241-23. Mooring permit fees.

The fee for any mooring permit shall be in the amount indicated in the Town of Oyster Bay Mooring Permit Fees Schedule, as approved by the Town Board.⁸⁹

§ 241-24. Minimum requirements for mooring tackle.

A. Mooring tackle shall meet the following minimum requirements:

- (1) Tabulation and dimensions.

^{89.} Editor's Note: The fee schedule is on file in the Town offices.

Registered Boat Length (feet)	Mushroom Anchor (pounds)	Bottom Chain	Top Chain	Pennants		
				Nylon/ Dacron Line (inches)	Chain (inches)	Stainless Steel Wire (inches)
Under 16	75		5/16-inch galvan-ized	1/2	5/16	1/4
16 to 18	100		5/16-inch galvan-ized	1/2	5/16	1/4
19 to 22	150	3/8-inch galvan-ized, 20 feet		5/8	5/16	1/4
23 to 26	200	3/8-inch galvan-ized, 20 feet		5/8	5/16	1/4
27 to 30	250	1/2-inch galvan-ized, galvan-ized, 20 feet	3/8-inch galvan-ized	3/4	3/8	1/4
31 to 34	300	1/2-inch galvan-ized, 20 feet		3/4	3/8	1/4
35 to 37	350	1/2-inch galvan-ized, 20 feet		3/4	3/8	1/4
38 to 40	400	1/2-inch galvan-ized, 30 feet		3/4	3/8	1/4
41 to 50	500	5/8-inch galvan-ized, 30 feet	1/2-inch galvan-ized	1 1/2	3/8	
51 to 60	600	5/8-inch galvan-ized, 30 feet		1 1/2	3/8	
61 to 75	750	3/4-inch galvan-ized, 30 feet		1 1/2	3/8	
76 to 100	1,000	3/4-inch galvan-ized, 30 feet		1 1/2	3/8	

- (2) The effective length of each of the above pennant lines shall be two times the distance from the bow chock to the water plus the distance from the bow chock to mooring cleat, or shall be two times the distance from the stem mooring ring to the water.

- (3) All anchor shackles, swivels and other hardware used in mooring hookup shall be proportionate size to chains used. Minimum of one swivel shall be located between bottom chain and top chain. Chains of one size throughout shall have a minimum of one swivel located below main buoy not more than halfway to mushroom anchor.
- (4) Length of top chain shall be determined by the depth of the water in that area assigned and the total scope shall be 2 1/2 times the depth of the water at high tide as determined from local charts.
- (5) All pennant lines shall be nylon, dacron, chain or stainless steel wire. Each pennant line running through a chock or any other object where chafing may occur shall have adequate chafe guards.

B. Mooring buoys shall meet the following minimum requirements:

- (1) An anchor mooring buoy or a courtesy anchoring buoy shall extend at least 12 inches above the surface of the water.
- (2) An anchor mooring buoy or a courtesy anchoring buoy shall be white with a blue horizontal stripe above the waterline. Each buoy shall also carry a stripe of white reflector tape or white reflector paint at least one inch in width all around the uppermost part of the buoy.
- (3) An anchor mooring buoy or a courtesy anchoring buoy shall have the permit numbers painted thereon in black paint four inches high and, in addition thereto, a courtesy anchoring buoy shall have the weight of mushroom anchor clearly painted thereon in black paint two inches high.

C. The following procedures shall apply to the termination of mooring and courtesy permits and to the removal of such moorings:

- (1) Unless an anchoring buoy is placed in a space designated pursuant to a mooring or courtesy permit therefor prior to Memorial Day such permit shall automatically terminate, unless the time to so place such buoy has been extended, in writing, by the Commissioner of the Department of Environmental Resources.
- (2) Unless used for a period of 30 days between Memorial Day and Labor Day, mooring or courtesy permits shall automatically terminate, unless prior to such termination the Town grants an extension, in writing, to the permit holder after the latter's application, in writing, to the Town.
- (3) The Commissioner of the Department of Environmental Resources may revoke, in writing, a permit at his/her discretion for a violation of any of these rules or regulations; or may, at his/her discretion, order in writing the anchor mooring buoy and attachments relocated to another position, in connection with the implementation of the anchoring and mooring pattern established in the waters of Oyster Bay Harbor.
- (4) Upon the termination, expiration or revocation of a mooring permit or the ordering of the relocation thereof, an anchor mooring buoy and all attachments shall be removed or relocated by the person to whom the mooring permit has been issued. Upon the failure of such person to do so within 10 days after receipt of said notice, the Commissioner of the Department of Environmental Resources may remove or cause the same to be removed or relocated at the sole expense of such person.

- (5) Any vessel anchored or any mooring placed in violation of these rules and regulations may be removed by the Department of Public Safety or by the Marine Division of the Nassau County Police Department at the expense of the registered owner of the vessel. The expense of removal constitutes a maritime lien against the vessel and its mooring, and it may be proceeded against in rem for costs plus interest at the prevailing rate.
- (6) In specific situations where the immediate removal of a boat or the relocation of a mooring is required to prevent serious damage to surrounding boats or property, the Department of Public Safety may require that such relocation be completed, and if the owner of the vessel shall fail to remove the vessel or relocate the mooring after notification, the Department of Public Safety may remove the vessel or relocate the mooring, and the owner shall be responsible to reimburse the Town for all costs incurred.
- (7) A person whose application for a mooring permit hereunder has been denied or whose mooring permit has been revoked or suspended by the Town or who has been ordered to relocate his mooring shall comply within 10 days after receipt of such notice or shall then be considered in violation of these rules and regulations and subject to the penalties prescribed by these rules and regulations.

§ 241-25. Prohibited locations for certain activities.

- A. No person shall moor or anchor a boat in any channel and in no case shall any person moor or anchor a boat within 50 feet of any channel marker or within 200 feet of any public beach, nor shall any person moor or anchor a boat within the distance designated on any sign duly authorized by the Town Board, unless specific authority is granted by the Town Board or its duly authorized representative, or in the case of a Town-authorized mooring.
- B. No person shall moor or anchor any boat so as to endanger the safety of or cause damage to any boat previously anchored or previously laid down.
- C. No boat shall be tied up or made fast to a public dock or float or to property of the Town for a continuous period in excess of the time indicated by a sign at that location.
- D. No person shall moor or anchor any boat occupied as living or sleeping quarters within 1,500 feet from the shore for more than 72 hours without first obtaining permission therefor from the Department of Public Safety.
- E. The mooring of boats is hereby prohibited upon that portion of the highway of the Town known as "St. Mark's Place," from Ocean Avenue east to the bay and upon that portion of the Town known as "Beach Road," at the south end between cul-de-sac and South Oyster Bay in Massapequa.
- F. The mooring of boats is hereby prohibited upon that portion of the highway of the Town known as "Clocks Boulevard," from Lincoln Avenue southerly to the bay.

§ 241-26. Restrictions on mooring.

- A. The owner, lessees, licensees or invitees of a piece of property adjacent to a waterway may keep at any mooring they shall maintain any number of boats they have title to; the total length of all boats shall not exceed the length of such dock or moorings, except with written

permission of the Commissioner of the Department of Public Safety or his or her designee.

- B. A person may allow any property owner to whom his property owes an easement to place their boat at their dock or alongside their property, provided that it does not exceed the length restrictions in Subsection A except with written permission of the Commissioner of the Department of Public Safety or his or her designee.
- C. No boat may be docked to any mooring, either stern first or bow first, except by specific permission of the Commissioner of the Department of Public Safety or his or her designee, except as may heretofore exist.
- D. No boat may be docked at a dock, pier, floating dock or bulkhead directly to another boat overnight, except as such may be specifically temporarily allowed by the Commissioner of the Department of Public Safety or his or her designee.
- E. No gasoline diesel fuel or similar flammable materials in an amount in excess of five gallons may be kept upon or within a dock or mooring for more than three hours.
- F. Hazardous or dangerous conditions.
 - (1) No boat owner or operator shall allow any hazardous or dangerous condition to exist or be maintained upon any boat attached to any mooring or within Town waters, including:
 - (a) Combustible vapors in any compartment.
 - (b) Presence of all combustible materials except for materials in proper tanks or compartments kept in proper conditions.
 - (2) All protective coverings used to protect engines, accessories and combustibles shall be of fire-resistant materials.
 - (3) Hibachis or similar types of charcoal or wood-burning cooking equipment may not be used on any boat which is moored to any dock or pier or upon such dock or pier except as specifically authorized by the Department of Public Safety.
- G. All moorings and systems within and upon them must be kept in good repair.

§ 241-27. Supervision of moorings.

- A. The location of mooring facilities, the use thereof and the types of mooring shall be under the supervision of the Commissioner of the Department of Environmental Resources, or his or her designee, and regulated by the Town Board.
- B. All floats shall be moored in such a way as to be secure at all times and under all conditions, and such mooring shall be subject to supervision by the Commissioner of the Department of Environmental Resources or his or her designee.

§ 241-28. General requirements.

- A. No boat shall be moored closer than three feet to any property line or closer than two feet horizontally from any other mooring.
- B. No vessels, motor vehicles or other obstructions shall be placed in any location which

would impede firefighting operations or other similar emergency operations.

- C. All rubbish, empty paint cans, waste or other combustibles shall be removed daily from the area within 30 feet of any boats stored in the water or on land.
- D. Smoking is prohibited in all or part of the structures and premises covered by this article. "No Smoking" signs shall be posted by the person owning or maintaining such structure.
- E. All entries and open areas shall be maintained free of obstructions at all times. Fire protection or other similar equipment, either public or private, shall not be obstructed. Fencing shall be arranged to permit prompt access in an emergency to firefighting or other emergency forces and apparatus.
- F. Where the distance to the furthest point on any pier or float accommodating more than three boats exceeds 250 feet from where a Fire Department pumper may be emplaced, waterlines with outlets protected from freezing shall be installed on such pier(s) or float(s) to provide coverage to such pier(s) or float(s).
- G. No point on any pier or float shall be more than 250 feet from valve outlets on such waterlines installed under § 241-28F.
- H. Waterlines installed under § 241-28F shall be suitably sized for five-hundred-gallons-per-minute flow, connected to an adequate water supply ashore if available and/or to a Fire Department approved connection, and shall be installed to the satisfaction of the Commissioner of the Department of Planning and Development, operating in conjunction with the Nassau County Office of the Fire Marshal.
- I. On every dock or pier accommodating more than three boats and exceeding 150 feet in length, approved one-and-one-half-inch hose of fifty-foot lengths shall be provided and properly housed in hose houses equipped with play pipe nozzles, ordinary nozzles and fog nozzles, hydrant wrenches and spanners. Such equipment shall be located at every pier near its midpoint. Where such piers exceed 200 feet, each shall be provided with a two-inch waterline extending the length of the pier and be equipped with one-and-one-half-inch hose connections at one-hundred-foot intervals. At shore ends, these waterlines shall be equipped with two-and-one-half-inch hose adapters. The pier waterlines shall be dry where freezing temperatures occur.
- J. Portable fire extinguishing equipment shall be installed and distributed as per the requirements of the Standard for the Installation of Portable Fire Extinguishers, the applicable National Fire Protection Association (NFPA) standard or its successor standard. Only extinguishers listed by a nationally recognized testing agency shall be used.
- K. Locations where three or more boats are stored at the subject premises are governed by the following:
 - (1) A permanently accessible means of instantaneously communicating a fire alarm or message to the Fire Department shall be provided on the property adjoining any dock or pier or bulkhead where more than three boats are kept. An alarm box shall satisfy this requirement.
 - (2) Signs, in letters at least four inches in height, shall be posted in conspicuous locations throughout the facility, indicating the nearest location of the emergency device to communicate calls for assistance.

- (3) In addition, a loud, audible means shall be provided for sounding an alarm and for notification for all occupants.
 - (4) All facilities shall be arranged so that a floating boat occupying a mooring can be removed without the necessity of moving another boat.
 - (5) An electrical lighting system shall be provided to provide adequate illumination at all times of all exterior shore areas, piers and/or floats. The wiring, fixtures and fittings shall be provided and installed in accordance with the applicable National Electrical Code standard, or its successor standard, at any location where more than three boats are kept or which has a float, dock or pier in excess of 150 feet.
- L. Except for service piers, floats and docks, for temporary tie-ups of less than 24 hours, such mooring facilities shall not be less than two feet in width and not more than 20 feet in length, except that mooring facilities exceeding 50 feet in length shall be not less than four feet wide. Floating piers shall provide adequate freeboard and stability in relation to weather and water conditions, with a minimum width of three feet for finger floats not over 50 feet in length and a minimum width of five feet for floats exceeding 50 feet in length.

§ 241-29. Storage and handling of fuels.

- A. Any fueling station for vessels shall be located to minimize the exposure of all other facilities and requires a special use permit from the Town Board. Where tide and weather exposure conditions permit, all fuel handling shall be outside the main berthing area. Displaying a placard cautioning boat operators to observe the following precautions shall be required, stating in letters at least two inches high:
 - (1) Before fueling:
 - (a) Stop all engines and auxiliaries.
 - (b) Shut off all electricity, open flames and heat sources.
 - (c) Check bilges for fuel vapors.
 - (d) Extinguish all smoking materials.
 - (2) During fueling:
 - (a) Maintain nozzle contact with fill pipe.
 - (b) Wipe all spills immediately.
 - (c) Avoid overfilling. (Note: When a tank is filled to the top, the fuel may expand and overflow as the fuel becomes warmer after being pumped from an underground tank into the tank of the boat.)
 - (d) No splashing of fuel shall be permitted.
 - (3) After fueling and before starting engine:
 - (a) Inspect bilges for leakage or fuel odors.
 - (b) Ventilate until odors are removed.

- B. All boat-fueling operations shall be carefully accomplished in accordance with the provisions of NFPA Standard 302-1989, Fire Protection Standard for Pleasure and Commercial Motor Craft, or its successor standard, at the fueling station or other specifically designated location.
- C. Hand carriage of gasoline within 100 feet of any boat or mooring area shall be restricted to approved safety containers meeting National Fire Protective Association guidelines of sound construction having a tight closure with screwed or spring cover and fitted with a spout or so designed that the contents can be poured without spilling. Such containers must be sealed. Open buckets, cans or glass jars shall not be used.
- D. Gasoline or any other flammable substance shall not be used as a cleaner on a float, dock or pier or onboard boats. Only approved soaps, detergents and nonflammable solvents which are biodegradable shall be used.
- E. Paint storage and mixing shall be segregated from other working and storage areas.

§ 241-30. Vessels moored in excess of 72 hours and used for residential purposes overnight.

- A. Cooking equipment.
 - (1) Galley stoves shall be permitted only where the following requirements are met. Galley stoves are to be manufactured, approved and labeled for marine use. Printed instructions for proper installation, operation and maintenance are furnished by the manufacturer. A durable and permanently legible instruction sign covering safe operation and maintenance is provided by the manufacturer and installed on or adjacent to the stove where it may be readily read.
 - (2) Stoves using gasoline for fuel shall not be used aboard a boat.
 - (3) Stoves shall be installed in adequately ventilated areas. The galley or the area used for galley purposes shall be provided with adequate ventilation. If nonelectric stoves or other oxygen-consuming devices are used, ventilators or other means shall be provided to supply combustion air.
 - (4) Stoves shall be securely fastened when in use and when stored.
 - (5) Any burner system that may affect safety by reason of motion of the boat shall not be used.
 - (6) All woodwork or other combustible materials above stovetops and all woodwork or combustibles immediately surrounding stoves shall be effectively insulated with noncombustible materials.
- B. Stoves.
 - (1) Coal, charcoal and wood-burning stoves shall be either mounted on a noncombustible base (preferably hollow tile) or mounted on legs providing clearance of at least five inches between stove bottom and deck, and the deck shall be effectively insulated with a noncombustible material or sheathing.
 - (2) Stove sides and backs shall have a minimum clearance of four inches from the

insulation provided.

- (3) Single wall smoke pipes and stacks shall have a minimum clearance of nine inches [23 centimeters] from combustible materials, including painted surfaces, or shall be separated by fire-resistant thermal insulation. Listed and labeled double- or triple-wall smokestacks shall be installed with a minimum clearance specified by the manufacturer. There shall be an exception at decks equipped with water irons or other hollow metal fixtures.
- (4) Smoke pipes or stacks shall terminate with approved smoke heads designed to prevent water entry, spark emission and back draft.
- (5) Fuel shall be stowed in a ventilated, metal-lined locker or bin.

C. Alcohol, fuel oil and kerosene stoves.

- (1) Both pressure- or gravity-fed burners shall be permitted.
- (2) Fuel supply tanks shall be constructed of corrosion-resistant metal with welded or brazed joints and fittings.
- (3) Pressure tanks integrally installed with stoves shall withstand a test pressure of at least 200 pounds per square inch. They shall be effectively protected from the heat of burners.
- (4) Pressure tanks for remote installation shall be approved and shall be able to withstand a test pressure of at least 100 pounds per square inch. They shall be rigidly secured in an accessible location permitting convenient filling and pump operation.
- (5) Gravity tanks shall be substantially secured. They shall be so located or shielded that, under continuous operation at maximum output, the temperature of contained fuel will not be substantially raised by heat from the burners.
- (6) No gravity tank shall have a capacity exceeding two gallons. Tanks of larger capacity shall meet the requirements of NFPA Standard 302-1989, or its successor standard.
- (7) Gravity tanks shall have provisions for filling and venting outside the galley space.
- (8) If fuel tanks are remotely located, as is preferred for gravity feed systems, approved stop valves shall be installed close to tanks, and fuel lines shall be installed with as few fittings as practicable between valves and stove connections.
- (9) If solidified fuel is used, the containers shall be properly secured on a fixed base to prevent skidding or overturning due to a sudden roll of the vessel.
- (10) Stacks and uninsulated stoves shall comply with the requirements of Subsection C(3) hereinabove.

D. Liquefied petroleum gas systems.

- (1) Approval for the use of liquefied petroleum gases for space heating and/or cooking on seasonal vessels moored in excess of 72 hours and used for residential purposes shall be obtained from the Commissioner of the Department of Planning and Development. Prior to approval, plans must be submitted detailing the location, size

of tanks, distance to property lines, if applicable, distance to nearest vessel, all pertinent dimensions and description of all equipment. An application fee as set forth in the fee schedule promulgated by the Department of Planning and Development is required to be submitted with each application.

- (2) Cylinders shall be adequately protected from extreme weather conditions such as direct rays of sun, accumulations of snow or ice, mechanical injury or adjacent sources of heat and protected by a permanent protective cap or other device approved by the Commissioner of Planning and Development to give adequate protection against valve damage.
- (3) Cylinders and regulator equipment shall be adequately supported and braced in an upright position and shall be confined to open deck or cabin top, but not a cockpit. Cylinders shall be on a firm noncombustible base and at least five feet from any opening to the interior of the vessel so that any escaping vapor cannot reach the bilges, machinery space, accommodations or other enclosed spaces. Where five feet of space is not available, a solid noncombustible semi-enclosure or baffle shall be provided to separate liquefied petroleum gas cylinders from any opening to the interior of the vessel. The semi-enclosure is a two- or three-sided baffle, cylinder high, to prevent flow of any liquefied petroleum gas vapor through any opening to the interior of the vessel.
- (4) Only systems of the vapor withdrawal type are permitted; no liquid gas is permitted to enter any interior part of the vessel.
- (5) Low-pressure regulators shall be provided at the cylinder and shall be of a type approved by a nationally recognized testing company or agency or the United States Coast Guard. Each reducing regulator shall be fitted with a pressure gauge. This gauge shall be on the high-pressure side of the regulator.
- (6) Outside piping is to be protected against the elements and well supported and protected against physical damage.
- (7) Cylinders shall be of a type complying with United States Department of Transportation specifications for the storage of liquefied petroleum gases and of a container capacity not to exceed 100 pounds. The maximum number of cylinders on any vessel shall not exceed two one-hundred-pound cylinders.
- (8) No filling or refilling of cylinders shall be permitted on the vessel.
- (9) All gas-consuming heaters or appliances shall be approved for marine use by a nationally recognized testing company or the United States Coast Guard, or American Boating and Yachting Association (ABYA), and so labeled.
- (10) Delivery of liquefied petroleum gas shall be made only by a vehicle holding a permit issued pursuant to the Nassau County Fire Prevention Ordinance.
- (11) Hookup or disconnection of liquefied petroleum gas cylinders shall be made only by qualified persons.
- (12) At least one ten-pound dry chemical fire extinguisher shall be provided in an accessible location on the vessel.

- (13) Only odorized liquefied petroleum gas shall be used.
- (14) Posting of caution sign.
 - (a) A permanent "Caution" sign shall be posted in a plainly visible location adjacent to the cylinders on the vessel and shall read as follows:

CAUTION

1. Keep container valves closed when boat is unattended. Close them immediately in an emergency.
2. Be sure all appliance valves are closed before opening container valve.
3. Always apply lit match or other flame to burner before opening burner valve.
4. Close master valve on appliance whenever appliance is not in use.
5. Test system for leakage at least once every two weeks and after any emergency in accordance with the following procedure. No leakage, even of a seeping character, is permissible: With appliance valves closed, with the master shutoff valve on the appliance open and with one container valve open, note pressure on the gauge. Close container valve. If the pressure drops, locate leakage by application of liquid detergent or soapy water solution at all connections. Repeat test for each container in a multicontainer system.

NEVER USE FLAME TO TEST FOR LEAKS

- (b) Lettering shall be at least one inch in height for "CAUTION" and "NEVER USE FLAME TO TEST FOR LEAKS," and at least 1/4 inch in height for all other wording.
- (15) Cylinders shall be connected to heating or cooking equipment by approved rigid piping or Type K copper tubing, except that Type L copper tubing may be used for low-pressure distribution between regulator and heating or cooking equipment. Fittings shall be of a type approved for marine fuel service.
- (16) Installation shall be made by a licensed plumber in accordance with these regulations and the applicable provisions of the New York State Building Code when used for permanent residential purposes, and the installation shall be made by a competent, skilled individual versed in marine safety when used for other than residential purposes.
- (17) An affidavit covering installation and initial test shall be submitted by the installer to the Department of Planning and Development to certify the above.
- (18) Storage and use of any liquefied petroleum gas system shall be confined to the single vessel only.
- (19) A container shall not be charged with fuel unless it bears the proper markings of the code under which it was fabricated, its water weight capacity and its tare weight.
- (20) No container which is due for requalification shall be charged with fuel unless it has

been retested or otherwise qualified for service in accordance with United States Department of Transportation requirements.

- (21) Container valves must be tested for leaks before the charged container is shipped from the filling plant, and it shall not be shipped with leaking fittings.

E. Heating equipment.

- (1) Open-flame heating units shall be installed within the galley area only, well above accommodation flooring and in compliance with applicable requirements of sections of this article.
- (2) A vent stack shall be fitted at the top of each heating unit and lead to the atmosphere with an effective device for preventing flame extinguishment or flareback from back draft.
- (3) Dampers shall not be installed in vent stacks.
- (4) Use of water heaters designed for operation with continuous pilot lights or automatic glow plugs is prohibited.

F. Cabin heaters.

- (1) Cabin heating equipment shall comply with applicable provisions of sections of this article.
- (2) Burners and burner feed arrangements shall be such that safe operation is not affected by motion of the boat.
- (3) Heaters shall be rigidly secured.
- (4) Use of heaters designed for operation with continuous pilot lights or automatic glow plugs shall be prohibited. However, for cabin space heaters of the sealed-combustion-chamber type, designed to provide complete separation of the combustion system from the atmosphere in the boat, a combustion air inlet and flue gas outlet shall be provided as integral parts of the appliance, with the approval of the Commissioner of the Department of Planning and Development.
- (5) Gasoline shall not be used for fuel in open-flame liquid or vapor burners.
- (6) Heating boilers shall be approved for marine use.
- (7) Sealed combustion chamber heaters burning gasoline or fuel oil may be used, provided that they comply with the applicable parts of this article and are approved by the Commissioner of the Department of Planning and Development.

G. Auxiliary appliances.

- (1) Gasoline shall not be used for fuel for lamps and lanterns.
- (2) Oil lamps and lanterns shall be approved for marine use.
- (3) Oil lamps shall have metal bodies and shall be hung in gimbals.
- (4) Oil lamps shall not be located directly over galley stove or heating units.

- (5) Metal shields shall be secured above chimneys.
- (6) Oil lanterns, if suspended, shall be secured by clips or lashings.
- (7) Lanterns not in use shall be stowed in a noncombustible enclosure.
- (8) Refrigerators and air conditioners shall be suitable for marine use, and certification thereof shall be maintained thereupon. They shall be installed in accordance with applicable provisions of this article.

H. Requirements for fire-protection equipment on houseboats.

- (1) All vessels having galleys shall have at least one Class 5-BC fire extinguisher readily accessible thereto, as defined by the applicable NFPA Standard.
- (2) Vessels under 26 feet in length shall have two Class 5-BC fire extinguishers; one in the cabin and one in the helmsman's position.
- (3) Vessels 26 to 40 feet in length shall have three Class 5-BC fire extinguishers.
- (4) Vessels over 40 feet in length shall have a minimum of four Class 5-BC fire extinguishers. Two Class 5-BC extinguishers may be replaced by one Class 10-BC extinguisher.
- (5) Fire extinguishers shall be placed so that they are readily accessible from outside the compartment which they are intended to serve. Extinguishers shall be secured with a marine bracket to permit immediate release.
- (6) Fire extinguishers shall be serviced annually or immediately after use by a competent person so trained, and marked by whom and the date tested.

I. Requirements for active electrical systems 50 volts and over on vessels.

- (1) A permanently mounted waterproof sign shall be located adjacent to each shore power inlet location. The sign shall include the following information:
 - (a) The signal word "Warning."
 - (b) The statement "To Minimize Shock and Fire Hazards."
 - (c) The following directions:
 - [1] Turn off the boat's shore power switch before connecting or disconnecting the shore power cable.
 - [2] Connect the shore power cable at the boat first.
 - [3] If polarity warning indicator is activated, immediately disconnect cable and have the fault corrected by a qualified electrician.
 - [4] Disconnect shore power cable at shore inlet first. (This procedure assures that the cable is not energized when making or breaking electric connection on board the boat itself.)
- (2) The shore power cable shall be compatible with the shore power inlet and the power rating of the boat.

- (3) Receptacles installed in locations subject to rain, spray or splash shall be weatherproof as may be provided by a spring-loaded self-closing cover.

J. Servicing liquefied petroleum gas systems.

- (1) All liquefied petroleum gas systems will comply with the Nassau County Fire Prevention Ordinance.
- (2) Changing of liquefied petroleum gas cylinders shall be performed in accordance with the applicable NFPA standard.
- (3) All cylinders and fittings shall be checked for leaks after changing. Checks for leaks in liquefied petroleum gas systems must never be made with flame. Liquid detergent or soapy water solution is to be used.

K. Electrical wiring and equipment. All electrical wiring, equipment and installations shall comply with applicable requirements of the National Electrical Code, NFPA 70-1990, or its successor standard, and Marinas and Boatyards NFPA Standard 303-1990, or its successor standard.

L. Every vessel in Town waters in excess of 72 hours must demonstrate to the Commissioner of the Department of Public Safety, in consultation with the Commissioner of the Department of Environmental Resources, adequate plans, equipment and provisions for the proper disposal of sewage and other wastes so as not to permit any such materials to enter any Town waterways or otherwise adversely effect the environment.

M. Permit from Commissioner of the Department of Planning and Development for vessels remaining over 72 hours. Any vessel in the waters of the Town of Oyster Bay over 72 hours upon which persons live require a permit from the Commissioner of the Department of Planning and Development certifying compliance with the terms of this article.

**ARTICLE V
Enforcement****§ 241-31. Enforcement.**

- A. The Town Board hereby authorizes enforcement of these provisions by way of issuance of an appearance ticket under the terms of the Criminal Procedure Law Article 150 by any of the following: **[Amended 3-15-2022 by L.L. No. 3-2022]**
- (1) The Commissioner of the Department of Planning and Development or his/her designee, and the Code Enforcement Officers of the Department, including those listed as Zoning Inspectors, Multiple Residence Inspectors, Building Inspectors, or Code Enforcement Officers.
 - (2) The Commissioner of the Department of Public Works or his/her designee.
 - (3) The Commissioner of the Sanitation Department or his/her designee, including Sanitation Inspectors of the Department.
 - (4) The Commissioner of the Department of Environmental Resources or his/her designee.
 - (5) The Commissioner of the Department of Public Safety or his/her designee, and the Bay Constables of the Department.
 - (6) The Nassau County Police.
 - (7) The Nassau County Fire Marshal personnel.
 - (8) The New York State Police.
 - (9) The New York State Environmental Conservation Police.
 - (10) The United States Coast Guard (active duty) personnel.
 - (11) The United States Department of the Interior, Bureau of Fish and Wildlife, in those areas under its jurisdiction.
- B. The Commissioner of Planning and Development, the Commissioner of the Department of Public Works, the Commissioner of the Department of Environmental Resources, and the Commissioner of the Department of Public Safety may also designate persons to assist in enforcement of the terms of this chapter, including but not limited to police officers of any village which is in or adjacent to the Town of Oyster Bay or any United States or New York State law enforcement personnel.
- C. The Town Board may authorize such additional persons to enforce the terms of this article as it may, by resolution, deem necessary.
- D. Any employee of the Town Department of Planning and Development, Department of Public Works, Department of Environmental Resources, and Department of Public Safety designated or authorized by the Commissioner of the Department may stop any boat or vessel and may inspect any vessel or structure located on or in the waterways of the Town for the purpose of enforcing this chapter. This article shall not be construed to hold the Town of Oyster Bay or its officers or employees responsible for damages to persons or

property by reason of the inspection or reinspection authorized herein or failure to inspect or reinspect as herein provided or by reason of the approval or disapproval of any equipment authorized herein or for any other reason.

- E. Any boat, vessel or float moored in violation of any part of this chapter or the rules and regulations adopted by the Town Board pursuant to this chapter or any boat, vessel or float which sinks, grounds or becomes otherwise disabled or becomes so located as to endanger life or property in any way or becomes a menace to navigation, shall be removed forthwith by the owner or person in charge thereof, on order of the Town Board or Commissioner of the Department of Public Safety or agent thereof, or by the Nassau County Police Department. If said boat, vessel or float is not removed after notice to remove it or if notice cannot reasonably be given after diligent effort is made to effect such notice, it may be removed by or at the direction of the Town Board, Commissioner of the Department of Public Safety or agent thereof or Nassau County Police Department at the expense of the owner or person in charge of the boat, vessel or float; the expense of removal pursuant to this subsection shall be recovered by civil suit, such expense to be in addition to such penalties as may be prescribed by or imposed under this Code or other ordinances of the Town of Oyster Bay and the laws of the Town or the state, and the Town or the county shall not be responsible for any damage that may occur to such boat, vessel or float in the course of removing it.
- F. No waiver or consent is to be construed by any nonprosecution of any violation of this article.

§ 241-32. Summons.

A summons issued and served pursuant to this chapter shall be returnable in the District Court of the County of Nassau, Fourth District, Oyster Bay, and the form of the summons shall be substantially the same as the form of summons known as the "Uniform Navigation Summons" prescribed by the Commissioner of Parks and Recreation of New York State or in such form as may be prescribed by the Commissioner of the County Police Department.

§ 241-33. Penalties for offenses.

- A. A violation of any provision of this chapter or rules and regulations promulgated hereunder by the Town Board or the Department of Planning and Development, the Department of Environmental Resources or the Department of Public Safety, is hereby declared to be an offense and shall be punishable by a fine not exceeding \$750 or imprisonment not exceeding 15 days, or both such fine and imprisonment for a second or subsequent offenses. Each day of violation shall constitute a separate violation.
- B. In addition to and notwithstanding any other remedy for an offense against this chapter, any person violating a directive issued by the Commissioner of the Department of Planning and Development, the Commissioner of the Department of Environmental Resources or the Commissioner of the Department of Public Safety, or their duly authorized representative, made pursuant to the provisions of this chapter, shall be guilty of a violation punishable by a fine not exceeding \$900 or imprisonment for a period not to exceed 15 days, or both.

§ 241-34. Town Attorney action; injunctive relief.

- A. Any enforcement action taken under the terms of this article or under the terms of the

Criminal Procedure Law or otherwise shall not preclude the Town Attorney from any civil proceeding seeking any relief under the Town Law or Civil Practice Law and Rules, including an action or proceeding in the name of the Town in a court of competent jurisdiction to compel compliance or to restrain by injunction any violation of this chapter or rules and regulations promulgated hereunder.

- B. Any violation of the terms of this chapter which shall give rise to such an action or special proceeding shall also give rise to the right of the court having jurisdiction to award all reasonable investigative fees; fees for experts; fees for investigative analysis; administrative costs and reasonable attorney fees and all associated costs, both at the trial and appellate level, including all publishing and service costs.

§ 241-35. Educational programs.

The Town may require attendance at an educational program of any person convicted of any violation of this chapter or against whom a civil order herein has been granted upon such terms as the Town may provide, at the sole cost of such individual. A court of proper jurisdiction may also order such an educational course as part of any sentence it may impose.

Chapter 242

WIRELESS TELECOMMUNICATIONS FACILITIES

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 9-12-2017 by L.L.

No. 6-2017. Amendments noted where applicable.]

§ 242-1. Legislative intent.

- A. The Town of Oyster Bay finds that wireless telecommunications facilities may pose significant concerns to its residents, and the character and environment of its neighborhoods. The Town also recognizes that facilitating the development of wireless service technology can be of significant benefit to its residents. In order to ensure that the placement, construction or modification of wireless telecommunications facilities will adequately serve the needs of the users of those facilities, while posing the least possible adverse effect upon the Town and its residents, the Town is enacting this wireless telecommunications facilities application and permit process. The process will establish a fair and efficient process for review and approval of applications; assure an integrated, comprehensive review of environmental impacts; and protect the rights of the Town and its residents, to the maximum extent allowed under the law.
- B. This chapter will seek to promote, wherever possible, the sharing and/or co-location of wireless telecommunications facilities among service providers; the use of stealth technology; and employment of the least visually and physically intrusive facility that is not technologically or commercially impracticable under the facts and circumstances to minimize adverse aesthetic and visual impacts on the surrounding areas.

§ 242-2. Legislative authority.

This chapter is enacted as a local law under the Municipal Home Rule Law, and pursuant to all applicable authority granted by the state and federal governments.

§ 242-3. Definitions; word usage.

- A. For purposes of this chapter, and where not inconsistent with the context of a particular section, the defined terms, phrases, words, abbreviations, and their derivations shall have the meaning given in this section. When not inconsistent with the context, words in the present tense include the future tense, words used in the plural number include words in the singular number and words in the singular number include the plural number. The word "shall" is always mandatory, and not merely directory.
- B. As used in this chapter, the following terms shall have the meanings indicated:

ACCESSORY FACILITY OR STRUCTURE — An accessory facility or structure serving or being used in conjunction with wireless telecommunications facilities, and located on the same property or lot as the wireless telecommunications facilities, or an immediately adjacent lot, including, but not limited to, utility or transmission equipment storage sheds or cabinets.

APPLICANT — Any wireless service provider submitting an application for a special use permit or other approval for wireless telecommunications facilities.

APPLICATION — A formal request that the Town grant a building permit, special

use permit, or other approval for a wireless telecommunications facility, including all documentation, information, and communications from or on behalf of the applicant relating to the request.

ANTENNA — A system of electrical conductors that transmit or receive electromagnetic waves or radio frequency or other wireless signals.

BOARD — The Zoning Board of Appeals of the Town of Oyster Bay.

BUILDING CONSTRUCTION ORDINANCE — The Building Construction Ordinance of the Town of Oyster Bay.⁹⁰

CO-LOCATION — The use of an existing tower or a structure used as an existing cell antenna site to support antennas for the provision of wireless services pursuant to a building permit or special use permit from the Town. A replacement tower that is constructed on the same site as an existing tower will be considered a co-location as long as the new tower is no taller than the old tower, the old tower is removed in a time frame as determined by the Department of Planning and Development after the new tower is constructed, and the site remains in compliance with applicable permits.

COMMERCIAL IMPRACTICABILITY or **COMMERCIALLY IMPRACTICABLE** — The inability to perform an act on terms that are reasonable in commerce, the cause or occurrence of which could not have been reasonably anticipated or foreseen and that jeopardizes the financial efficacy of the project. The inability to achieve a satisfactory financial return on investment or profit, standing alone, shall not deem a situation to be commercially impracticable and shall not render an act or the terms of an agreement commercially impracticable.

COMPLETED APPLICATION — An application that contains all information and/or data requested by the Town from the applicant in applications, forms or otherwise to enable an informed decision to be made with respect to an application.

FAA — The Federal Aviation Administration, or its duly designated and authorized successor agency.

FCC — The Federal Communications Commission, or its duly designated and authorized successor agency.

HEIGHT — When referring to a tower or structure, the distance measured from the mean level of the established center-line grade of the street adjacent to the parcel to the highest point on the tower or structure, even if said highest point is an antenna or lightning protection device.

MODIFICATION or **MODIFY** — The addition, removal or change of any of the physical or visually discernible components, colors, or other aspects of a wireless telecommunications facility (such as antennas, cabling, equipment shelters, landscaping, shrouding, fencing, utility feeds, vehicular access, or parking, specifically including new transmission equipment, removal of transmission equipment, replacement of transmission equipment, or changes of wireless carrier or service provider), which addition, removal or change that would be inconsistent with an existing permit for the facility but, in the judgment of the Commissioner of Planning and Development, will likely qualify for approval under a permit conformed to reflect such addition, removal or change.

90. Editor's Note: See Ch. 93, Building Construction.

NIER — Nonionizing electromagnetic radiation.

NEW WIRELESS TELECOMMUNICATION FACILITY — A new wireless telecommunications facility which is located at a site where there are no existing permitted wireless facilities.

PERSON — Any individual, corporation, estate, trust, partnership, joint stock company, association of two or more persons having a joint common interest, or any other entity.

PERSONAL WIRELESS FACILITY — See definition of "wireless telecommunications facility."

PERSONAL WIRELESS SERVICES or PWS or PERSONAL TELECOMMUNICATIONS SERVICE or PCS — Shall have the same meaning as defined and used in the 1996 Telecommunications Act.

REPAIRS AND MAINTENANCE — Any matters that involve the normal repair and maintenance of a wireless facility and are not a modification as defined in this chapter. Normal repair and maintenance does not change the physical or visually discernible appearance of the facility or any part thereof as it was originally permitted. It also means the normal replacement of any equipment or components of a wireless facility without an increase in height, and where the replacement is, in the judgment of the Commissioner of Planning and Development, identical to the existing equipment or component being replaced. The term "repair and maintenance" shall not include any matters which the Commissioner of Planning and Development determines is a modification, as defined herein.

SPECIAL USE PERMIT — The official document or permit granted by the Zoning Board of Appeals under which an applicant is allowed to obtain a building permit from the Department of Planning and Development to construct a new wireless telecommunications facility.

STATE — The State of New York.

STEALTH or STEALTH TECHNOLOGY — To minimize adverse aesthetic and visual impacts on the land, property, buildings, and other facilities adjacent to, surrounding, and in generally the same area as the requested location of such wireless telecommunications facilities, which shall mean using the least visually and physically intrusive facility that is not technologically or commercially impracticable under the facts and circumstances.

TELECOMMUNICATIONS — The transmission and/or reception of audio, video, data, and any other information by wire, radio frequency, light, and other electronic or electromagnetic systems.

TELECOMMUNICATION SITE — See definition of "wireless telecommunications facility."

TELECOMMUNICATIONS STRUCTURE — A building or structure used in the provision of services described in the definition of "wireless telecommunications facility."

TEMPORARY — Temporary in relation to all aspects and components of this chapter; something intended to, or that does not, exist for more than 90 days.

TOWER — Any structure designed primarily to support an antenna for receiving and/or transmitting a wireless signal.

TOWN — The Town of Oyster Bay.

WIRELESS TELECOMMUNICATIONS FACILITY — Includes a telecommunications site and personal wireless facility. It means a structure, facility or location designed, or intended to be used as, or used to support antennas or other transmitting or receiving devices. This includes, without limit, towers of all types and kinds and structures, including, but not limited to, buildings, church steeples, signs or other structures that can be used as a support structure for antennas or the functional equivalent of such. It further includes all related facilities and equipment such as cabling, equipment shelters and other structures associated with the site. It is a structure and facility intended for transmitting and/or receiving radio, television, cellular, SMR, paging, 911, personal communications services (PCS), commercial satellite services, microwave services and any commercial wireless telecommunication service not licensed by the FCC.

§ 242-4. Exclusions.

- A. The following wireless telecommunications facilities shall be exempt from this chapter:
 - (1) Any facilities operated by or on behalf of any unit of government for public or municipal purposes.
 - (2) Any facilities expressly or impliedly exempt from the Town's zoning or permitting authority under law.
 - (3) Any facilities exclusively for private, noncommercial radio and television reception and private citizens bands, licensed amateur radio and other similar noncommercial telecommunications.
 - (4) Any repairs and maintenance of a lawfully existing facility.
- B. The following wireless telecommunications facilities shall be exempt from this chapter until they are modified:
 - (1) Any facilities that are authorized and regulated by or under an unexpired license agreement or lease with the Town of Oyster Bay, or any district or agency under the control of the Town of Oyster Bay, which facility was already lawfully installed on the effective date of this chapter, except that nothing herein shall exempt any such facility from complying with any and all provisions or requirements set forth under such agreement or lease.
 - (2) Any facilities that are authorized and regulated by or under a valid and unexpired building permit or, as the case may be, a decision of the Zoning Board of Appeals, which was issued prior to the effective date of this chapter, except that nothing herein shall exempt any such facility from complying with any and all provisions or requirements set forth under such permit or decision or other applicable law.

§ 242-5. Permit and application requirements.

- A. As of the effective date of this chapter, and except as otherwise expressly provided herein, no person shall be permitted to site, place, build, construct, modify or prepare any site for the placement or use of wireless telecommunications facilities without having first obtained a building permit from the Department of Planning and Development and any and all other approvals as required herein or under other applicable law. A new wireless facility must, in addition to a building permit, obtain a special use permit from the Zoning Board of

Appeals. Applicants may request a waiver of the requirement for a special use permit from the Commissioner of Planning and Development pursuant to the provisions of the chapter.

- B. The Zoning Board of Appeals, pursuant to its authority and criteria under Article 16 of the Town Law and Chapter 246 of this Code, and subject to the provisions of the federal Telecommunications Act of 1996, as modified, and any other applicable state or federal law, is authorized to review, analyze, evaluate and make decisions with respect to granting or not granting or revoking special use permits for new wireless telecommunications facilities.
- C. Except as provided herein or otherwise by law, an application for a special use permit or other approval under this chapter shall commence with a building permit application and be administered by the Department of Planning and Development under the requirements of Chapter 93 of this Code, and the Zoning Board of Appeals procedure shall be as provided in Article 16 of the Town Law and Chapter 246 of this Code, and any and all other applicable laws.
- D. If the Commissioner of Planning and Development determines that particular applications or classes of applications under this chapter may be considered more fairly, quickly, and inexpensively with the assistance of third-party agencies or expert consultants, the Department of Planning and Development shall have discretion to retain such consultants as may be appropriate to accept, review, analyze, and evaluate applications and all documentation submitted therewith, advise and provide information to Town personnel on technical and other issues relating to such applications, and make recommendations to the Department of Planning and Development, the Zoning Board of Appeals, and any other involved agency or department of the Town with respect to the administration of this chapter and decisions made hereunder.
- E. In the course of considering an application pursuant to this chapter, the Department of Planning and Development and the Zoning Board of Appeals may waive submission of information otherwise required in the application which they deem unnecessary in the circumstances and may require submission of such additional information as they deem sufficient to permit a determination that in the circumstances the proposed work is in compliance with this chapter and all other applicable local, state, or federal law. The Department of Planning and Development and the Zoning Board of Appeals may reject applications which fail to establish compliance with the requirements of this chapter or other applicable law or which fail to include information required for a determination of such compliance. If an applicant contends that certain information which has been requested need not be submitted in its application, the applicant shall submit a sworn written statement explaining why such information ought not be required in the circumstances. The Department of Planning and Development and the Zoning Board of Appeals may reject any application which fails to include required information, or they may consider the application on its merits, giving such weight as they deem appropriate to the applicant's failure to provide the required information.
- F. Any and all representations made by the applicant to the Department of Planning and Development, Zoning Board of Appeals, or other governmental agency relating to the application, whether written or verbal, shall be deemed a part of the application and may be relied upon in good faith by the Department of Planning and Development and Zoning Board of Appeals. Where a certification is called for in this chapter, such certification shall be dated and bear the signature of a licensed attorney, or the signature and seal of an

architect or engineer in the State of New York.

G. In addition to all other general requirements for the filing of a building permit application, the application for a building permit for a wireless telecommunications facility shall include:

- (1) A written certification by the applicant that the wireless telecommunications facility which is the subject of the application will be maintained in compliance with all conditions of the building permit, including all conditions of any required special use permit or other approval, without exception, as well as any and all applicable agreements and Town, state and federal laws, rules, and regulations; and that the work proposed in the application is legally permissible, including, but not limited to, the fact that the applicant is authorized to do business in the state.
- (2) A descriptive summary statement of the nature and objective(s) for the work proposed in the application, and the impact(s) of the work on the surrounding area.
- (3) The name, address and phone number of the person(s) preparing the application and supporting documentation.
- (4) A site plan showing the existing and proposed structures on the subject property, and the type, locations and dimensions of all proposed and existing landscaping, and fencing on the subject property; the azimuth, size and center-line height location of all proposed and existing antennas on the supporting structure; the number, type and model of the antenna(s) proposed, with a copy of the specification sheet; the make, model, type and manufacturer of the tower; and a design plan stating the tower's capacity to accommodate multiple users.
- (5) The frequency, modulation and class of service of radio or other transmitting equipment.
- (6) The actual intended transmission power stated as the maximum effective radiated power (ERP) in watts.
- (7) Signed documentation such as the "Checklist to Determine Whether a Facility is Categorically Excluded" to verify that the wireless telecommunication facility with the proposed installation will be in full compliance with the current FCC RF emissions guidelines (VIER). If not categorically excluded, a complete RF emissions study is required to provide verification.
- (8) A statement signed by the wireless service provider that it will expeditiously remedy any physical or RF interference with other telecommunications devices caused by its equipment or the operation of such.
- (9) A copy of the FCC license is required for a co-location.
- (10) The applicant shall provide certification with documentation (structural analysis), including calculations that the telecommunication facility tower and foundation and attachments, rooftop support structure, water tank structure, and any other supporting structure as proposed to be utilized are designed and are constructed to meet all local, city, state and federal structural requirements for loads, including wind and ice loads.
- (11) A copy of the geotechnical subsurface soils investigation, evaluation report and

foundation recommendation for a proposed or existing tower site and, if an existing tower, a copy of the installed foundation design.

- (12) The number, type and model of the antenna(s) proposed, with a copy of the specification sheet.
- (13) A written copy of an analysis, completed by a qualified individual or organization, to determine if a proposed new tower or existing structure intended to support wireless facilities is in compliance with Federal Aviation Administration Regulation Part 77 and if it requires lighting. This requirement shall also be for any existing structure or building where the application increases the height of the structure or building. If this analysis determines that an FAA determination is required, then all filings with the FAA, all responses from the FAA and any related correspondence shall be provided with the application.
- (14) A radius map showing all properties within 300 feet or 10 times the height of the proposed new tower or other structure, whichever is greater.

H. In addition to all other required information as stated in this chapter, all applications for a special use permit for the construction or installation of new wireless telecommunications facilities or modification of an existing facility shall contain a complete building permit application and the additional information hereinafter set forth.

- (1) Documentation that demonstrates and proves the need for the wireless telecommunications facility to provide service primarily and essentially within the Town. Such documentation shall include propagation studies of the proposed site and all adjoining planned, proposed, in-service or existing sites that demonstrate a significant gap in coverage; and/or if there is a capacity need, such documentation shall include an analysis of current and projected usage. Drive test or call test data shall be required as determined to be appropriate by the Building Department or the Town's wireless consultant;
- (2) The name, address and phone number of the person(s) preparing the documentation referenced in Subsection H(1) above and conducting the studies and analyses;
- (3) An area map showing the location, size, height and usage of all structures and buildings within 1,500 feet of the subject property;
- (4) The site plan must also show, in addition to all standard information, a description of any proposed tower and/or antenna(s) and all related fixtures, structures, appurtenances and apparatus, including height above the mean level of the established center-line grade of the street adjacent to the parcel, materials, color and lighting;
- (5) The make, model, type and manufacturer of the tower and a design plan stating the tower's capacity to accommodate multiple users; and
- (6) A full statement and substantive explanation to show that pursuant to a study undertaken by the applicant employing due diligence, the proposed placement site is justified, in that alternate placement sites, co-location sites, or other alternate methods, which would have a lesser negative effect on area character, property values and aesthetics than the selected site would be technically unfeasible, commercially impracticable, or otherwise inappropriate. Such statement shall address potential

alternatives identified by the Building Department. The applicant should submit technical, financial or other evidence to support rejection of any such alternatives as inappropriate.

I. Application for new tower or other structure. In the case of an application for a new tower or other structure, in addition to all other pertinent application requirements set forth above, the Department of Planning and Development and/or Zoning Board of Appeals shall require the applicant to submit such additional information and undertake other activities as may be appropriate in the circumstances, including the following:

- (1) A written report demonstrating the applicant's meaningful efforts to secure shared use of existing towers or the use of alternative buildings or other structures within the Town, with copies of written requests and responses, along with any letters of rejection, stating the reason for rejection.
- (2) A "balloon test" prior to the public hearing on the application to better inform the public regarding the proposed new tower. The applicant shall arrange to fly, or raise upon a temporary mast, a minimum of a three-foot-in-diameter brightly colored balloon at the maximum height of the proposed new tower. (The size of the balloon must be representative of the size of the antenna configuration proposed.) The dates (including a second date, in case of poor visibility on the initial date), times and location of this balloon test shall be advertised by the applicant between seven and 14 days in advance of the first test date in a newspaper with a general circulation in the general vicinity. The applicant shall inform the Department of Planning and Development, in writing, of the dates and times of the test at least 14 days in advance. The balloon shall be flown for at least four consecutive hours sometime between 7:00 a.m. and 4:00 p.m. on the dates chosen. The primary date shall be on a weekend, but in case of poor weather on the initial date, the secondary date may be on a weekday. A report with pictures from various locations of the balloon shall be provided to the Department of Planning and Development.
- (3) A study of the feasibility of designing the proposed tower to accommodate future demand for at least four additional commercial applications, for example, future co-locations.
- (4) A requirement that the tower be structurally designed to accommodate at least four additional antenna arrays equal to those of the applicant, and located as close to the applicant's antenna as possible without causing interference. This requirement may be waived by the Zoning Board of Appeals, provided that the applicant, in writing, demonstrates that the provision of future shared usage of the tower is not technologically feasible, is commercially impracticable, or creates an unnecessary and unreasonable burden, based upon:
 - (a) The foreseeable number of FCC licenses available for the area;
 - (b) The kind of wireless telecommunications facilities site and structure proposed; and
 - (c) The number of existing and potential licenses without wireless telecommunications facilities spaces/sites.
- (5) Available space on existing and approved towers.

- (a) The owner of a proposed new tower, and his/her successors in interest, shall provide a written statement in the application from someone in authority to bind the applicant, stating that the applicant will negotiate in good faith for the shared use of the proposed tower by other wireless service providers in the future, and shall:
- [1] Respond within 60 days to a request for information from a potential shared-use applicant;
 - [2] Negotiate in good faith concerning future requests for shared use of the new tower by other telecommunications providers;
 - [3] Allow shared use of the new tower if another telecommunications provider agrees in writing to pay reasonable charges. The charges may include, but are not limited to, a pro rata share of the cost of site selection, planning, project administration, land costs, site design, construction and maintenance financing, return on equity, less depreciation, and all of the costs of adapting the tower or equipment to accommodate a shared user without causing electromagnetic interference.
- J. The owner of a proposed new tower shall provide certification with documentation (structural analysis) including calculations that the telecommunication facility tower and foundation and attachments, rooftop support structure, water tank structure, and any other supporting structure as proposed to be utilized are designed and will be constructed to meet all local, Town, state and federal structural requirements for loads, including wind and ice loads.
- K. In applications for a co-location or modification on an existing tower, the applicant is to provide signed documentation of the tower condition such as an ANSI report as per Annex J, Tower Maintenance and Inspection Procedures, ANSI/TIA/EIA-222G, or most recent version in effect. If signed documentation of tower inspection provided by another permit holder for the tower is already on file with and satisfactory to the Building Department at the time the applicant is required to file an initial or an updated tower inspection report, the Building Department shall waive such filing by the applicant. It is the responsibility of the applicant to confirm any such waiver with the Building Department whenever it would otherwise have been required to file an initial or an updated report.
- L. All special use permit applications for a new wireless telecommunications facility shall contain a demonstration that the facility will be sited so as to minimize visual intrusion as much as possible, given the facts and circumstances involved, and will thereby have the least adverse visual effect on the environment and its character and on the residences in the area of the new wireless telecommunications facility.
- M. In an application for a special use permit for a new tower or a building permit for an existing structure involving a potentially significant adverse visual impact, the applicant shall furnish a visual impact assessment, which shall include:
- (1) If a new tower or increasing the height of an existing structure is proposed, a computer-generated "Zone of Visibility Map" at a minimum of one-mile radius from the proposed structure, with and without foliage, to illustrate locations from which the proposed installation may be seen.

- (2) Pictorial representations of "before and after" (photo simulations) views from key viewpoints both inside and outside of the Town as may be appropriate, including but not limited to major roads; parks; other public lands; historic districts; preserves and historic sites normally open to the public; and from any other location where the site is visible to a large number of visitors, travelers or residents. In the case of a co-location or modification, the photo simulation need show only the effect of the co-location or modification in relation to other equipment located on the support structure, i.e., the effect on the profile of the facility, and may be taken at or near the site. The applicant should consult with the Building Department to ensure that the selection of key viewpoints for the assessment is appropriate.
- (3) A map showing the locations of where the pictures were taken and distance from the proposed structure.
- (4) A written description of the visual impact of the proposed facility, including and as applicable the tower base, guy wires, fencing and accessory buildings from abutting and adjacent properties and streets as relates to the need or appropriateness of screening.
- (5) In narrative and/or by drawing, a demonstration of how the applicant shall effectively screen from view the base and all related equipment and structures of the proposed wireless telecommunications facility.
- N. Applications for a special use permit or a building permit shall document that the proposed work will maximize the use of building materials, colors and textures designed to blend with the structure to which it may be affixed and/or to harmonize with the natural surroundings; this shall include the utilization of stealth or concealment technology required by the Town.
- O. All utilities at wireless telecommunications facilities shall be installed underground whenever possible and in compliance with all laws, ordinances, rules and regulations of the Town, including specifically, but not limited to, the National Electrical Safety Code and the National Electrical Code, where appropriate, as well as Town regulations applicable to excavations in public streets.
- P. Where a special use permit is required, the application shall show that at a telecommunications site, an access road, turnaround space and parking shall be provided to assure adequate emergency and service access. Maximum use of existing roads, whether public or private, shall be made to the extent practicable. Road construction shall at all times minimize ground disturbance and the cutting of vegetation. Road grades shall closely follow natural contours to assure minimal visual disturbance and reduce soil erosion.
- Q. All wireless telecommunications facilities subject to this chapter shall be constructed, operated, maintained, repaired, modified, removed or restored in strict compliance with all current applicable technical, safety and safety-related codes adopted by the Town, state, or United States, including but not limited to the most recent editions of the ANSI Code, National Electrical Safety Code and the National Electrical Code, as well as accepted and responsible workmanlike industry practices and recommended practices of the National Association of Tower Erectors. The codes referred to are codes that include, but are not limited to, construction, building, electrical, fire, safety, and health. In the event of a conflict between or among any of the preceding, the more stringent shall apply.

- R. The applicant and owner of the property shall covenant that a holder of a special use permit or other approval granted under this chapter shall obtain, at its own expense, all other permits and licenses required by applicable law, rule, regulation or code, and shall maintain the same, in full force and effect, for as long as required by the Town or other governmental entity or agency having jurisdiction over the applicant.
- S. In the course of any application under this chapter, the applicant and its representatives may request a meeting with the Town and its representatives to discuss and identify what documentation and supporting information is required in the particular circumstances of the permit application and generally address issues that will help to expedite the review and permitting process. Applicants who do not meet with the Town to limit the application materials required should submit all the documentation and information identified in this chapter as potentially required for such applications to avoid delay in consideration of their application. The Building Department may in its discretion require an inspection of the site by its representatives in connection with an application. The applicant shall fully cooperate in arranging access for the inspection and may participate in the inspection.
- T. With respect to any application requiring a special use permit from the Zoning Board of Appeals, the Board will have lead agency status pursuant to SEQRA. The Board shall conduct an environmental review of the proposed project pursuant to SEQRA in combination with its review of the application.

§ 242-6. Locations subject to special use permit requirement. [Amended 2-23-2021 by L.L. No. 2-2021]

- A. In its review of applications for special use permits, the Zoning Board of Appeals shall consider the following factors affecting the suitability of a proposed location for a new wireless facility. These factors are designed and intended to facilitate the provision of wireless services in the Town while minimizing the adverse economic, environmental, and quality of life impacts by encouraging co-location on existing towers and structures improved with wireless telecommunications facilities when such co-location is technically feasible and not commercially impracticable and encouraging the location of new wireless facilities so as to minimize their impact on historically sensitive areas around residences, schools, houses of worship, day-care centers, and similar uses, listed in order from the more preferred to the less preferred.
 - (1) On existing towers or other structures already improved with wireless telecommunications facilities on Town-owned or other publicly owned property.
 - (2) On existing towers or other structures already improved with wireless telecommunications facilities on other property in the Town.
 - (3) On existing towers or other structures without existing wireless telecommunications facilities on Town-owned or other publicly owned properties.
 - (4) On existing towers or other structures without existing wireless telecommunications facilities on other property in the Town.
 - (5) A new tower or other structure on Town-owned or other publicly owned properties.
 - (6) A new tower or other structure on properties in areas zoned for industrial use (LI Light Industry) under Chapter 246 of this Code.

- (7) A new tower or other structure on properties in areas zoned for primarily any nonresidential, except REC Recreation, NB Neighborhood Business, RO Residence-Office, or Waterfront-A Districts under Chapter 246 of this Code.
 - (8) A new tower or other structure on properties in areas zoned for HD-1 Hicksville Downtown Core Subdistrict, HD-II Hicksville Downtown Gateway Transition Subdistrict, HD-III Hicksville Downtown Residential District, GB General Business, or ORD Office, Research and Development use under Chapter 246 of this Code.
 - (9) A new tower or other structure on properties in any areas zoned for residential uses under Chapter 246 of this Code.
- B. The Zoning Board of Appeals may approve any new wireless facility site located within an area in the above list of priorities if the site is appropriate, taking into account the totality of the circumstances, including potential alternatives, under the provisions of this chapter and other applicable law. An applicant proposing a new wireless facility should explain in its application why co-location or any higher priority locations are not feasible or appropriate in the circumstances. Any technological, financial, or other factors should be identified, and any quantitative data relating to such factors should be included in the application. Unilateral or contractual obstacles to co-location created by the applicant and/or others holding permits for wireless facilities in the Town are typically contrary to the public interest and may be given little weight. Notwithstanding that a potential site may be situated in an area of highest priority or highest available priority, an application may be denied by the Zoning Board of Appeals if the applicant has not otherwise satisfied the requisites for a permit under other provisions of this chapter or other applicable federal, state, or local laws and regulations.

§ 242-7. Shared use, modifications, repairs and maintenance.

- A. The applicant for a special use permit for a new wireless facility shall submit a report inventorying existing towers and other suitable alternative structures already improved with wireless facilities located within two miles (or such other distance agreed to by the Department of Planning and Development) of a proposed new tower, and explaining why a new tower or wireless facility would be preferable to co-location on any such alternatives.
- B. An applicant intending to locate on an existing tower or other suitable structure shall be required to document proof from the owner or person in control of the existing tower to permit its use by the applicant.
- C. Co-locations and modifications at a permitted wireless facility shall be reviewed and approved administratively by the Building Department as modifications to the existing building permit in accordance with all applicable federal, state and local laws and regulations, specifically including § 6409 of the Middle Class Tax Relief and Job Creation Act of 2012, codified at 47 U.S.C. § 1455. The Commissioner shall use his authority under § 242-24 of this chapter as appropriate to effectuate compliance with all such applicable laws.
- D. Repairs and maintenance consistent with the current building permit of a wireless facility do not require approval of the Building Department or modification of the existing permit. The Commissioner may require inspections and reporting of repair and maintenance work to assure compliance with the requirements of existing permits and all other requirements

of this chapter.

- E. After approval and installation of a permitted wireless facility, any carrier utilizing such facility shall provide to the Town on a semiannual basis signed documentation such as the "Checklist to Determine Whether a Facility is Categorically Excluded" to verify that the wireless telecommunication facility remains in full compliance with the current FCC RF emissions guidelines (VIER). If not categorically excluded, a complete RF emissions study is required to provide verification.

§ 242-8. Justification for height of telecommunications towers.

- A. In addition to satisfying all other special use permit criteria, the applicant for a new wireless telecommunications facility shall submit documentation justifying the total height of any tower, facility and/or antenna requested and the basis therefor. Documentation in the form of propagation studies must include all backup data used to perform at requested height and a minimum of 10 feet lower height to allow verification of this height need. Such documentation will be analyzed in the context of the justification of the height needed to provide service primarily and essentially within the Town, to the extent practicable, unless good cause is shown.
- B. No tower constructed after the effective date of this chapter, including allowing for all attachments, shall exceed that height which shall permit operation without required artificial lighting of any kind in accordance with Town, state, and/or any federal statute, law, local law, Town ordinance, code, rule or regulation.

§ 242-9. Visibility.

- A. Wireless telecommunications facilities shall not be artificially lighted or marked, except as otherwise required by law.
- B. Towers shall be galvanized and/or painted with a rust-preventive paint of an appropriate color to harmonize with the surroundings and shall be maintained in accordance with the requirements of this chapter.
- C. If lighting is required, the applicant shall provide a detailed plan for sufficient lighting, demonstrating as unobtrusive and inoffensive an effect as is permissible under state and federal regulations.

§ 242-10. Security.

All wireless telecommunications facilities and antennas shall be located, fenced or otherwise secured in a manner that prevents unauthorized access. Specifically, all antennas, towers and other supporting structures, including guy anchor points and wires, shall be made inaccessible to individuals and constructed or shielded in such a manner that they cannot be climbed or collided with; and transmitters and telecommunications control points shall be installed in such a manner that they are readily accessible only to persons authorized to operate or service them.

§ 242-11. Signage.

- A. Wireless telecommunications facilities shall contain a sign no larger than four square feet in order to provide adequate notification to persons in the immediate area of the presence of RF radiation or to control exposure to RF radiation within a given area. A sign of the

same size is also to be installed to contain the name(s) of the owner(s) and operator(s) of the antenna(s) as well as an emergency phone number(s). The sign shall be on the equipment shelter or cabinet of the applicant and be visible from the access point of the site and must identify the equipment owner of the shelter or cabinet.

- B. On tower sites, an FCC registration sign as applicable is also to be present. The signs shall not be lighted, unless applicable law, rule or regulation requires lighting. No other signage, including advertising, shall be permitted.

§ 242-12. Lot size and other zoning specifications.

- A. In any case in which a special use permit is required, all proposed towers and any other proposed wireless telecommunications facility structures shall be regulated in all aspects of lot size, height, fencing, and all other applicable area specifications, as provided under Chapter 246 of this Code for the zoning district in which the premises is located, except that notwithstanding same, no part of any tower or building on which one or more wireless telecommunications antennas are to be affixed shall be located no closer than technically required for provision of wireless services to any property improved with a residential building, house of worship, day-care center, or school, or similar historically protected uses. Proposed deviations from any of the above-referenced standards shall be considered by the Zoning Board of Appeals in the context of its action upon a special use permit application, and subject to the requirements of the Federal Telecommunications Act of 1996, as amended.

§ 242-13. Retention of experts; escrow funds for reimbursement by applicant.

- A. The Town may hire any consultant and/or expert necessary to assist the Town or any of its Departments in reviewing and evaluating the application, including the construction and modification of the site, once permitted, and any site inspections.
- B. An applicant shall deposit with the Town Comptroller escrow funds sufficient to reimburse the Town for all reasonable costs of the Town's consultant in providing expert evaluation and consultation to any agency of the Town in connection with the review of any application, including any expert consultation services deemed necessary by the Commissioner of Planning and Development or the Zoning Board of Appeals. The initial deposit for a new wireless facility shall be \$8,500. The initial deposit for a co-location or modification shall be \$6,000. The placement of the deposit with the Town Comptroller shall precede the preapplication meeting, or shall occur at such later time as the Commissioner of Planning and Development may direct. The Town Comptroller will maintain a separate escrow account for all such funds. The Town's consultants/experts shall invoice the Town Department employing its services related to the application.
- C. If at any time during the process this escrow account has a balance less than \$2,500, the applicant shall immediately, upon notification by the Town or consultant, replenish said escrow account so that it has a balance of at least \$5,000. Such additional escrow funds shall be deposited with the Town before any further action or consideration is taken on the application. In the event that the amount held in escrow by the Town is more than the amount of the actual invoicing at the conclusion of the project, the remaining balance shall, upon request of the applicant, be promptly refunded to the applicant.
- D. When notified by the Town that additional escrow is required, the applicant may request

copies of invoices paid to consultants and/or experts. If the applicant finds errors in those invoices, the applicant may ask the Town to audit those specific items for reasonableness, and may request relief therefrom.

- E. The total amount of the funds needed as set forth in Subsection B of this section may vary with the scope and complexity of the project, the completeness of the application, and other information as may be needed to complete the necessary review, analysis and inspection of any construction or modification.
- F. Notwithstanding the above, there shall be a fee cap as to the total consultant fees to be charged to the applicant in a case, which shall be the greater of \$17,000 or 10% of the highest annual lease payment to be made by the applicant to the owner of the property under the lease authorizing placement of the wireless telecommunications facilities at a given site. However, the fee cap shall not apply as to any fees which the Commissioner of Planning and Development determines to be attributable to the dilatory or otherwise bad faith actions of the applicant in providing a complete application or in proceeding with a public hearing.

§ 242-14. Referral to Zoning Board of Appeals; public hearing and notification requirements.

- A. If a special use permit is required, then once the Department of Planning and Development determines that the application is complete, with all required submissions having been received in proper form, it shall refer the file to the Zoning Board of Appeals to schedule a public hearing. The Zoning Board of Appeals may require such additional information as it deems necessary and relevant to the case or the scheduling of a public hearing.
- B. In order for a public hearing to be held by the Zoning Board of Appeals, notice of the hearing shall be published in a newspaper of general circulation in the vicinity of the premises, no less than 10 calendar days prior to the scheduled date of the public hearing. In order that nearby property owners shall be specifically notified of the application, the applicant shall, no less than 14 calendar days prior to the scheduled date of the public hearing, mail a written notice of the hearing to all property owners within 300 feet or 10 times the height of the proposed new tower or other structure, whichever is greater, of any property line of the lot or parcel on which the new wireless telecommunications facilities are proposed to be located, and, for that purpose, the applicant shall complete and utilize a form provided by the Board, and provide affidavits or such other proof to the Board as the Board requires to ensure that such mailing has properly taken place. The notice of hearing shall be sent by certified mail, return receipt requested, to all property owners within 300 feet, and by first-class mail to all other property owners entitled to notice hereunder.

§ 242-15. Action on application for special use permit.

- A. The Zoning Board of Appeals shall consider the merits of the case, based on the evidence in the record, and under the applicable standards set forth under Chapter 246 of this Code, and subject to the provisions of the Federal Telecommunications Act of 1996, as amended, as is required by law. The burden of proof for showing compliance with applicable standards and criteria shall always be upon the applicant.
- B. After the public hearing is completed, and within the time frame required by law, the Board may approve, approve with conditions, or deny a special use permit.

- C. No special use permit shall be assigned, transferred or conveyed without the express prior written notification to the Zoning Board of Appeals, received by the Secretary to the Board not less than 10 days prior thereto.
- D. In addition to any other remedy of the Town at law or equity, any special use permit may, following a hearing upon due prior notice to the applicant, be revoked, canceled, or terminated by the Zoning Board of Appeals if the Board determines that there are substantial violations of the conditions and provisions of the special use permit, or a substantial violation of the provisions of this chapter.

§ 242-16. Fees.

- A. The building permit fees for a wireless telecommunications facility shall be determined by the Department of Planning and Development pursuant to the provisions of Chapter 93 of this Code.
- B. At the time that the building permit application is filed, the applicant shall provide a qualified cost of construction affidavit to the Department of Planning and Development to establish the basis for the cost of the building permit fees, providing such information therein as the Department of Planning and Development shall deem sufficient for that purpose.
- C. Prior to issuance of a building permit, if it appears to the Department of Planning and Development that the affidavit underestimated the actual cost, the Department shall require payment of such additional fees as it shall deem appropriate, at the time that the building permit is to be issued.
- D. The fee to be paid to the Zoning Board of Appeals for a special use permit herein shall be the fee prescribed under Chapter 246 of this Code. The required fee shall be paid to the Board prior to the time that the Board places the case on a public hearing calendar.
- E. The fee to be paid to the Department of Public Works for any application receiving treatment under § 242-22 of this chapter shall be \$2,000 per pole utilized for a wireless antenna, to be paid prior to the time that the Public Works Department conducts its comprehensive site review as set forth therein. On an application to the Zoning Board of Appeals under § 242-22 of this chapter, the Board shall treat each disapproved site as a separate case, and require a fee from the applicant in the amount required by this Code.
[Amended 3-15-2022 by L.L. No. 2-2022]
- F. All fees paid shall be nonrefundable.

§ 242-17. Performance security.

Prior to issuance of any building permit, the applicant and the owner of record of any proposed wireless telecommunications facilities property site shall, at their cost and expense, be jointly required to execute and file with the Department of Planning and Development a bond, or other form of security acceptable to the Town Attorney as to type of security, and the form and manner of execution, in an amount of at least \$75,000 for a tower facility and \$25,000 for a co-location on an existing tower or other structure, and with such sureties as are deemed sufficient by the Town Attorney to assure the faithful performance of the terms and conditions of this chapter and conditions of any special use permit, including payment of costs of future demolition of an abandoned tower or other facilities. The full amount of the bond or security shall remain in

full force and effect while the facility is in existence and until any necessary site restoration is completed to restore the site to a condition comparable to that which existed prior to the issuance of the original special use permit or other approval.

§ 242-18. Authority to inspect facilities.

In order to verify that the holder of a special use permit or other approval for wireless telecommunications facilities, and any and all lessees, renters, and/or licensees of wireless telecommunications facilities, place and construct such facilities, including towers and antennas, in accordance with all applicable technical, safety, fire, and building codes, laws, ordinances and regulations and other applicable requirements, the Town may designate persons to conduct an inspection on its behalf of all facets of said permit holder's, renter's, lessee's or licensee's placement, construction, modification and maintenance of such facilities, including, but not limited to, towers, antennas and buildings or other structures constructed or located on the permitted site.

§ 242-19. Applicability.

This chapter shall apply to all applications originally filed with the Town of Oyster Bay after the filing of this chapter in the office of the Secretary of State of the State of New York.

§ 242-20. Penalties for offenses.

- A. In the event of a violation of this chapter or any of the terms and conditions of a special use permit or other approval issued pursuant to this chapter, and in addition to any other remedy available to the Town at law or equity, the Town may impose and collect, and the holder of the special use permit for wireless telecommunications facilities shall pay to the Town, civil penalties in the amount of \$2,000 per day, until the violation or violations are abated to the satisfaction of the Town.
- B. Additionally, the failure to comply with provisions of this chapter or the terms and conditions of any special use permit, building permit, or other approval shall constitute a violation of this chapter by the owner of the property, the owner of the improvements, and any lessee or other person or entity in control of the property or facilities, jointly and severally, and shall subject them or any of them to prosecutions in the District Court of Nassau County, or injunction actions in any court of competent jurisdiction to compel compliance.
- C. In the case of a District Court prosecution, any person, firm or corporation which shall construct, alter, repair, move, remove, demolish, equip, use, occupy or maintain any wireless telecommunications facility or part thereof in violation of this chapter, or the conditions of any special use permit or other approval issued hereunder, shall be guilty of a violation punishable by a fine not exceeding \$1,000 or imprisonment for a period not exceeding 15 days for each such offense, or by both such fine and imprisonment. Each day that an offense continues shall be deemed a separate offense. For conviction of a second offense, both of which were committed within a period of five years, such violation shall be punishable by a fine of not less than \$250 and not more than \$1,000 or by imprisonment for a period not to exceed 15 days, or both. Upon conviction of a third offense and any further offenses, all of which were committed within a period of five years, such violations shall be punishable by a fine of not less than \$500 and not more than \$2,000 or by imprisonment for a period not to exceed 15 days, or both. Except as provided otherwise by

law, such a violation shall not be a crime, and the penalty or punishment imposed therefor shall not be deemed for any purpose a penal or criminal penalty or punishment and shall not impose any disability upon or affect or impair the credibility as a witness, or otherwise, of any person convicted thereof.

§ 242-21. Removal.

- A. Under the following circumstances, the Department of Planning and Development may determine that the health, safety, and welfare interests of the Town warrant and require the removal of wireless telecommunications facilities:
 - (1) Wireless telecommunications facilities with a permit have been abandoned (i.e., not used as wireless telecommunications facilities) for a period exceeding 90 consecutive days or a total of 180 days in any three-hundred-sixty-five-day period, except for periods caused by force majeure or acts of God, in which case, repair or removal shall commence within 90 days;
 - (2) Permitted wireless telecommunications facilities fall into such a state of disrepair as to create a health or safety hazard;
 - (3) Wireless telecommunications facilities have been located, constructed, or modified without first obtaining, or in a manner not authorized by, the required special use permit or any other necessary authorization, and the special permit or any approval has been revoked as provided in this chapter.
- B. If the Department of Planning and Development makes a determination under this section, then the Town shall notify the holder of the special use permit or other approval within 48 hours that said wireless telecommunications facilities are to be removed, on such terms and time frames as the Department may direct, within not less than 90 days of receipt of written notice from the Department. Nothing herein shall prevent the Department of Planning and Development from declaring any structure a dangerous structure under Chapter 96 of this Code, and proceeding in any manner authorized thereunder.
- C. In such a case, the holder of the special use permit or other approval, or its successors or assigns, shall dismantle and remove such wireless telecommunications facilities, and all associated structures and facilities, from the site and restore the site to as close to its original condition as is possible, such restoration being limited only by physical or commercial impracticability, within 90 days of receipt of written notice from the Department. However, if the owner of the property upon which the wireless telecommunications facilities are located wishes to retain any access roadway to the wireless telecommunications facilities, the owner may do so with the approval of the Town.
- D. If wireless telecommunications facilities ordered to be removed under this section are not removed or substantial progress has not been made to remove the wireless telecommunications facilities within the ninety-day period, then the Town may remove the wireless telecommunications facilities at the sole expense of the owner or holder of the special use permit or other approval, dispose of the equipment as it sees fit, and charge a tax lien against the property on which the structures are situated to cover the Town's cost.
- E. Notwithstanding anything in this section to the contrary, the Department of Planning and Development may in its sole discretion approve a temporary use permit/agreement for the wireless telecommunications facilities, for no more than 180 days, during which time a suitable

plan for removal, conversion, or relocation of the affected wireless telecommunications facilities shall be developed by the holder of the special use permit or other approval, and an agreement to such plan shall be executed by the holder of the special use permit or other approval and the Town.

§ 242-22. Right-of-way or public street permit requirements.

Applications for permits for wireless facilities in public streets or rights-of-way in the Town shall be determined under the same procedures and standards applicable all other applications under this chapter. Nothing in this section shall be construed to authorize approval of a building permit or special use permit in violation of applicable local, state and federal laws and regulations, including all Town laws applicable to public streets and rights-of-way.

§ 242-23. Severability.

- A. If any word, phrase, sentence, part, section, subsection, or other portion of this chapter or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the prescribed application thereof, shall be severable, and the remaining provisions of this chapter, and all applications thereof, not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.
- B. Any special use permit issued under this chapter shall be comprehensive and not severable. If part of a permit is deemed or ruled to be invalid or unenforceable in any material respect, by a competent authority, or is overturned by a competent authority, the permit shall be void in total.

§ 242-24. Relief.

The Department of Planning and Development in an administrative capacity, and the Zoning Board of Appeals in accord with the special use permit process, are authorized to grant relief from the provisions of this chapter under the criteria hereof and to ensure compliance with all applicable laws, including the Federal Telecommunications Act of 1996.

§ 242-25. SEQRA determination.

It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act, Environmental Conservation Law § 8-0101 et seq. and its implementing regulations, 6 NYCRR Part 617, that the adoption of this chapter is a "Type II" action within the meaning of 6 NYCRR § 617.5(c)(20) and (27), pertaining to "routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment" and pertaining to the "adoption of regulations, policies, procedures and local legislative decisions in connection with any action on this list" and, accordingly, the adoption of this chapter is of a class of actions which do not have a significant effect on the environment and no further review is required.

Chapter 246

ZONING

[**HISTORY:** Adopted by the Town Board of the Town of Oyster Bay 3-27-2001 by L.L. No. 1-2001.⁹¹ Amendments noted where applicable.]

GENERAL REFERENCES

Building construction — See Ch. 93.

Property maintenance — See Ch. 182.

Environmental quality review — See Ch. 110.

Solid waste — See Ch. 201.

Noise — See Ch. 156.

Trees — See Ch. 225.

91. Editor's Note: This local law also repealed former Ch. 246, Zoning, adopted 11-1-1929, as amended.

§ 246-1.
PURPOSES.

1.1.

To guide the future growth and development of the town in accordance with a comprehensive plan, which plan is embodied in this chapter, having taken into consideration applicable plans of town, county, regional, state and federal agencies.

1.2.

To regulate and limit the height, bulk and location of *structures* and *buildings*; to regulate and determine the area of yards, courts and any other *open space*; and to regulate the density of population in any given area and, for said purposes, to divide the town into districts.

1.3.

To regulate each class of *structures* and *buildings* uniformly throughout each district, although the regulations in some districts will differ from those in other districts.

1.4.

To secure safety from fire, flood and other dangers and to promote the public health, safety and general welfare, including, so far as conditions permit, making adequate provisions for light, air, convenience of access and solar energy use.

1.5.

To regulate for each district the uses for which *structures* may be erected, altered or occupied, and for which land may be used, in consideration of, among other things, the character of the district, the protection of the environment, the preservation of property values, the value and uses of the land, the pattern of *building* development and the protection of the public health, safety and general welfare.

1.6.

To protect the character and social and economic stability, and to encourage the orderly and beneficial development of the town and its neighborhoods; to protect the town against unsightly, obtrusive and obnoxious land uses and operations; and to enhance the aesthetic aspects of the natural and man-made elements of the town.

1.7.

To bring about the conformity of the use of *structures* and land with the comprehensive plan, and to minimize existing and potential future conflicts among the uses of land.

1.8.

To promote the most beneficial relationship between the use of *structures* and land and the circulation of traffic throughout the town, having particular regard to the avoidance of congestion in the *streets* and to the provision of safe and convenient vehicular and pedestrian traffic movements, including off-street parking and loading.

1.9.

To provide a guide for public policy and action in the efficient provision of public facilities and services, and for private enterprise in *building* development, investment and other economic activity relating to uses of *structures* and land throughout the town.

1.10.

To limit development to that which will not exceed the capacity of existing and programmed public facilities and services.

1.11.

To encourage the preservation and protection of the town's natural resources, including surface and groundwater quality and quantity, vegetation and wildlife habitats and waterfronts; and to ensure appropriate development with relation to those natural resources.

1.12.

To minimize *stormwater* runoff and maximize the quality and quantity of groundwater *recharge*; to minimize flooding and erosion by protecting the functions of *wetlands*, waterbodies, *watercourses*, floodplains, areas of high water table, *steep slopes*, erosion hazard areas and natural vegetative cover; and to encourage the appropriate use, protection and sound management of natural resources throughout the town.

1.13.

To encourage the protection of scenic vistas, historical *buildings* and sites, sensitive archaeological areas and other important visual and cultural resources.

1.14.

To offer the opportunity for a balanced array of housing, taking into consideration the needs of both the town and the region.

1.15.

To encourage the properly planned revitalization, rehabilitation and/or redevelopment of existing substandard areas.

§ 246-2.
DEFINITIONS AND WORD USAGE

2.1. Introduction.

For the purposes of this chapter, certain words and terms used herein are specifically defined. Defined words are printed in *italics* throughout the text.

2.2. General construction of language.

The following rules of construction apply to the language of this chapter:

2.2.1 The specific shall control the general.

2.2.2 All words used in the present tense include the past and the future tense.

2.2.3 All words in the singular number include the plural number, and vice-versa, unless the natural construction of the wording indicates otherwise.

2.2.4 Words used in the masculine gender include the feminine and neuter, and vice-versa, unless the natural construction of the wording indicates otherwise.

2.2.5 The word "shall" is mandatory; the word "may" is permissive.

2.2.6 The word "includes" shall not be limited to the specified examples but is intended to extend its meaning to all other instances or circumstances of like kind or character.

2.2.7 Unless the context clearly indicates the contrary, where a regulation involves two or more items, conditions, provisions or events connected by the conjunction "and," "or," "either...or," the conjunction shall be interpreted as follows:

2.2.7.1 "And" indicates that all of the connected items, conditions, provisions or events shall apply.

2.2.7.2 "Or" indicates that the connected items, conditions, provisions or events shall apply singly but not necessarily in combination.

2.2.7.3 "Either. . .or" indicates that the connected items, conditions, provisions or events shall apply but not in combination.

2.2.8 A "*building*" or "*structure*" includes any part thereof.

2.2.9 The words "*lot*," "*plot*" and "*tract of land*" shall each include the other.

2.2.10 The word "premises" shall include land and any improvements thereon.

2.2.11 References made to "officials" and "official bodies" shall mean officials and official bodies of the Town of Oyster Bay, unless the natural construction of the wording indicates otherwise.

2.2.12 Unless otherwise specified, all distances shall be measured horizontally.

2.2.13 In case of any difference of meaning or implication between the text of this chapter and any caption or illustration, the text shall control.

2.3. Terms not defined.

Where terms are not defined, they shall have their ordinarily accepted meaning consistent with their context.

2.4. Definitions.

AGRICULTURE — The raising of fruits, vegetables, nursery stock and the like, and *structures* incident thereto, including the retail sale of products grown on the premises, but not including the raising, breeding or keeping of animals.

AMUSEMENT DEVICE — A machine or *structure* that is intended for the amusement or recreation of a patron, including but not limited to sport-related games such as basketball, golf or football, pinball games, video or computer games and other similar games.**[Amended 10-16-2012 by L.L. No. 3-2012]**

ANIMAL BOARDING FACILITY — An establishment, other than an *animal hospital* or *veterinary office* or *clinic* principally used for the overnight boarding of animals.

ANIMAL HOSPITAL — A *building* for the medical and/or surgical care of sick or injured animals, and including the overnight boarding of such animals for a period of time in connection with primary medical and surgical care.

ANIMATED SIGN — Any *sign* that blinks or uses movement or change of lighting to depict action or to create a special effect or changing scene.

ANNUAL HOUSEHOLD INCOME — *Annual household income* as defined by the U.S. Department of Housing and Urban Development (HUD) under its HOME Program.**[Added 11-9-2004 by L.L. No. 16-2004]**

ANTENNA — A system of electrical conductors that transmit or receive electromagnetic waves or radio frequency or other wireless signals.**[Amended 9-12-2017 by L.L. No. 6-2017]**

APARTMENT — See "*dwelling unit*".**[Amended 10-16-2012 by L.L. No. 3-2012]**

ASSISTED-LIVING FACILITY — A *building*, portion of a building or group of buildings that provide dwellings in a residential environment where individual cooking facilities are limited to microwave ovens and/or cooktops, with assistance available by way of common meals, housekeeping and personal services. Occupancy is restricted to persons 62 years of age or older or couples, one of whose member is 62 years of age or older who may have difficulties with one or more essential activities of daily living, such as feeding, bathing, dressing or mobility.**[Amended 6-14-2022 by L.L. No. 6-2022]**

AVERAGE SETBACK — Computed by using the actual *front yard setbacks* of existing *buildings* in the same zoning district within a two-hundred-foot distance from each *side yard* of the subject property, including any *principal building* which may exist on the subject property. If the 200 feet is interrupted by an intersection, only the *front yard setbacks* up to that intersection shall be used in calculating the average. Where existing *buildings* within 200 feet on either side have a *front yard setback* which is greater than the maximum required *front yard setback* as set forth in § 246-5.3, Schedule 246.5.3, Schedule of Dimensional Regulations, the maximum required *front yard setback* shall be used in the calculation. (See Figure 2-1 at the end of this chapter.)**[Amended 7-22-2003 by L.L. No. 7-2003; 4-25-2006 by L.L. No. 5-2006]**

BANNER — Any *sign* of flexible or lightweight fabric or similar material that is mounted or attached to a pole or a *building*. *Flags* shall not be considered *banners*.

BAR — A *building* or any part thereof in which there is primarily served and offered for sale beer, wine, and/or liquor for consumption on premises.**[Amended 10-16-2012 by L.L. No. 3-2012]**

BASEMENT — That portion of a *building* that is partly or completely below grade.**[Amended 10-16-2012 by L.L. No. 3-2012]**

BEST MANAGEMENT PRACTICES (BMPs) — Activities, structural improvements, maintenance procedures, prohibitions of certain practices, and other *stormwater management* techniques that help reduce the quantity and improve the quality of *stormwater runoff*. BMPs include treatment requirements, operating procedures, and practices to control site runoff, spillage or leaks, sludge or waste disposal, or drainage from raw material storage.**[Added 9-21-2004 by L.L. No. 12-2004]**

BOATYARD — A facility for servicing and constructing watercraft, as well as providing supplies, provisions, out-of-water boat storage, fuel, sewage pumpout accommodations, and facilities for the rental and retail sale of boats, boat engines, and other marine equipment.**[Added 1-20-2004 by L.L. No. 2-2004]**

BUILDING — Any *structure* having a roof which is self-supporting, or supported by columns, air pressure or walls and intended for the shelter, housing or enclosure of *persons*, animals or chattel.

BUILDING or STRUCTURE, ACCESSORY — A *building* or *structure* subordinate to and separated by a distance of more than three feet from the *principal building* on a lot and used for purposes customarily incidental to those of the *principal building*. Where an *accessory building* or *structure* is attached to the *principal building*, such *accessory building* or *structure* shall be considered part of the *principal building*. No *accessory building* or *structure* shall exceed 1/3 of the maximum permitted *building coverage* of the district in which it is located; exceed 40% of the *building coverage* of the *principal building* on the *lot*, contain a cooking, sanitary and/or sleeping facility, or be used as a *dwelling*; or, be located less than three feet from another *building*. (See Figure 2-3 at the end of this chapter.)**[Amended 7-22-2003 by L.L. No. 7-2003; 10-16-2012 by L.L. No. 3-2012; 6-14-2022 by L.L. No. 6-2022]**

BUILDING AREA — The sum of the maximum horizontal cross-sectional area of the *building(s)* on a *lot*, excluding cornices, eaves or gutters not projecting more than 18 inches; one-story unenclosed and unroofed porches, balconies, decks or terraces not more than three feet above grade; steps; and bay windows not extending vertically more than one *story* and not projecting more than five feet.**[Amended 7-22-2003 by L.L. No. 7-2003]**

BUILDING COVERAGE — The *building area* and the area of all parking garages divided by the *lot area*. (See Figure 2-5 at the end of this chapter.)

BUILDING HEIGHT — The mean vertical distance measured from the mean finished grade or existing natural, undisturbed grade (as determined by the Commissioner of the Department of Planning and Development), whichever is lower, adjacent to the exterior walls of the *building* to the level of the highest elevation of the roof. (See Figure 2-4 at the end of this chapter.)**[Amended 7-22-2003 by L.L. No. 7-2003; 4-25-2006 by L.L. No. 5-2006; 10-16-2012 by L.L. No. 3-2012]**

BUILDING, PRINCIPAL — A *building* in which is conducted the *principal use* of the *lot* on which such *building* is situated. (See Figure 2-3 at the end of this chapter.)

BUILDING MARKER — Any *sign* indicating the name of a *building*, date and incidental information about its construction, which *sign* is of or cut into a masonry surface or made of

bronze or other similar quality permanent material.

CABANA — A shelter or *building* on a beach or at a *swimming pool* used as a bathhouse.

CABARET (or DANCE HALL, DISCOTHEQUE or NIGHTCLUB) — Any premises where, in conjunction with the sale or service of food and/or drinks, patrons are intended to dance to live or recorded music and/or to be entertained by performers. The concept of dinner-theater is included within this definition.

CANOPY SIGN — Any *sign* that is part of or attached to an awning, canopy or other plastic or structural protective cover over a door, entrance, window or outdoor service area. A marquee is not a canopy. For the purposes of regulation in this section, a *canopy sign* shall be considered a *wall sign*.

CATERING SERVICE ESTABLISHMENT — Any premises, a *principal use* of which is to regularly serve food and/or alcoholic beverages to patrons on a group basis, for functions, occasions or events, and where the facilities are capable of serving a meal to 99 or more *persons* at one sitting.

CELLAR — See "basement."**[Amended 10-16-2012 by L.L. No. 3-2012]**

CHANGEABLE COPY SIGN — A *sign* or portion thereof with characters, letters or illustrations that can be electronically changed or rearranged without altering the face or the surface of the *sign*. A sign on which the message changes more than eight times per day shall be considered an *animated sign* and not a for purposes of this section. The following are not considered *changeable copy signs* for the purposes of this section: a *sign* on which the only copy that changes is an electronic or mechanical indication of time or temperature; nonelectronic manually changeable signs; and fast food restaurant menu boards located in drive-thru lanes which shall be considered a freestanding or building sign.**[Amended 6-14-2022 by L.L. No. 6-2022]**

COLLATERAL LOAN BROKER — Any *person*, partnership or corporation:**[Added 3-31-2009 by L.L. No. 3-2009]**

1. Loaning money on deposit or pledge of personal property, other than securities or printed evidences of indebtedness; or
2. Dealing in the purchasing of personal property on condition of selling back at a stipulated price; or
3. Designated or doing business as a furniture storage warehouseman, and loaning and advancing money upon goods, wares or merchandise pledged or deposited as collateral security.

COMMERCIAL MESSAGE — Any *sign* wording, logo or other representation that, directly or indirectly, names, advertises or calls attention to a business, product, service or other commercial activity.

COMMERCIAL VEHICLE — A vehicle bearing a commercial livery or taxi license plate or, in the event the vehicle is not registered, a vehicle that is other than a passenger car, or is designed to refrigerate, cook or sell food or to carry a cargo of flammable or other *hazardous materials*.**[Added 1-18-2005 by L.L. No. 1-2005; amended 10-16-2012 by L.L. No. 3-2012]**

CONGREGATE-CARE — A *building*, portion of a building or group of buildings containing three or more dwelling units where individual cooking facilities are limited to microwave ovens and/or cooktops, specially designed for use and occupancy by the elderly, including a common

dining facility and other common amenities and whose occupancy is restricted to persons 62 years of age or older or couples, one of whose member is 62 years of age or older.**[Amended 6-14-2022 by L.L. No. 6-2022]**

COUNTRY CLUB — Land, *buildings* and facilities including a golf course, dining facilities, a yacht club or beach club, or a combination of these uses, for the purpose of accommodating not-for-profit recreational, social and similar activities for the exclusive use of its members.**[Amended 1-20-2004 by L.L. No. 2-2004]**

DANCE HALL — See "cabaret."

DAY-CARE FACILITY — An establishment licensed by the State of New York that is engaged in the care of infants, children or the elderly outside of a *family* home, where medical care or delinquency correction is not the *principal use* and where overnight accommodations are not included in the services provided. *Family* and group *family* day care is excluded from this definition because it is separately and exclusively regulated by the New York State Office of Children and Family Services.

DECIBEL — A unit of measurement of intensity of sound (the sound pressure level).

DISCOTHEQUE — See "cabaret."

DISTURBANCE — The removal of vegetation or soil, or any filling, draining, *grading*, excavation or other such activity which alters the condition of land.**[Added 6-24-2008 by L.L. No. 8-2008]**

DISTURBANCE OF NATURAL VEGETATION — Any action to change, interfere with or otherwise destroy *natural vegetation* beyond that required for customary vegetation management purposes.**[Added 9-21-2004 by L.L. No. 12-2004]**

DUST — Solid *particulate matter* capable of being air- or gas-borne.

DWELLING — A *building* containing one or more *dwelling units*.

DWELLING, MULTIFAMILY — A *dwelling* containing three or more *dwelling units*. The term shall include "*apartment*".

DWELLING, ONE-FAMILY — A *dwelling* containing one *dwelling unit*.

DWELLING, TWO-FAMILY — A *dwelling* containing two *dwelling units*.

DWELLING UNIT — A *building* or portion thereof providing complete housekeeping facilities for one *family*, including independent cooking, sanitary and sleeping facilities, and that is physically separate from any other *dwelling unit*.

DWELLING UNIT, ATTACHED — A *dwelling unit* sharing a common side or rear wall or walls without openings with another *dwelling unit*, but occupying the entire volume within its portion of the *building* from the lowest level to the roof, and having its own separate entrance or entrances to the outside. The term is intended primarily for such *dwelling unit* types commonly referred to as "*townhouses*".

DWELLING UNIT, DETACHED — A *one-family dwelling* which does not abut any other *dwelling*.

FAMILY — A *family* is:

1. A householder plus one or more *persons* related by blood, marriage or adoption and limited to the spouse, parents, grandparents, children, grandchildren, brothers or sisters of

- the householder or of the householder's spouse, living together as a single, not-for-profit housekeeping unit sharing *kitchen* facilities; or
2. A group of *persons*, comprising a not-for-profit housekeeping unit, headed by a householder caring for a reasonable number of individuals in a *family*-like living arrangement which to all outward appearances is the functional and factual equivalent of a *family* of related *persons*; or
 3. A maximum of four *persons*, living in a not-for-profit housekeeping unit, not all of whom share a relationship as described above.

FENCE — May consist of a woven wire, woven wood, picket, board or PVC.**[Amended 10-16-2012 by L.L. No. 3-2012]**

FIRST TIME HOMEBUYER — A homebuyer who has had no ownership in a principal residence during the five-year period immediately prior to the date of purchase (contract date) of the property. Such a homebuyer includes anyone who has only owned a residence with a former spouse while married or one who has only owned a principal residence not permanently affixed to a permanent foundation, or a property that was not in compliance with state, local or model *building* codes and cannot be brought into compliance for less than the cost of constructing a permanent *structure*.**[Added 11-9-2004 by L.L. No. 16-2004]**

FISHING STATION — A shorefront business selling bait, renting or selling tackle, and renting boats and other fishing supplies and equipment for local use; or any private property on which members of the public are charged a fee to fish from a dock, a pier, or the shore.**[Added 1-20-2004 by L.L. No. 2-2004]**

FISH MARKET — A retail establishment specializing in the sale of fresh fish, shellfish, and other seafood which, with the exception of minor preparatory tasks, are processed at an off-site seafood processing facility, and which are sold to area *restaurants* and the general public. A wholesale canning or packaging facility which prepares seafood for distribution to retail stores for sale shall not be constructed as a *fish market*.**[Added 1-20-2004 by L.L. No. 2-2004]**

FITNESS CENTER — A facility containing equipment and/or space used by members and/or nonmembers for the purpose of physical fitness, including gyms, health clubs and other similar facilities.**[Added 4-25-2006 by L.L. No. 5-2006]**

FLAG — Any noncommercial symbol, including *flags* of the Town, the state, foreign nations having diplomatic relations with the United States and any other *flag* adopted or sanctioned by an elected legislative body of competent jurisdiction, that is woven into, painted or printed on or otherwise attached to any flexible or lightweight fabric or similar material. Any similar *sign* not meeting one or more of these conditions shall be considered a *banner sign* and shall be subject to regulation as such. The *flag* of the United States of America shall not be subject to regulation by this chapter.

FLAG LOT — A *lot* whose buildable area, i.e. the "*flag*" portion, is connected to the *street* or right-of-way giving access to it by a strip of land, i.e. the "*pole*" portion, whose principal purpose is to provide legal and/or actual physical access to the buildable area. In general, the buildable area of a *flag lot* is located to the rear of another *lot(s)* fronting on the same or an intersecting *street*.**[Added 7-10-2001 by L.L. No. 3-2001]**

FLOOR AREA, GROSS (Nonresidential) — The sum of the horizontal areas of all floors of a *building*, including interior balconies and mezzanines, but excluding uncovered exterior balconies, decks or porches. All horizontal dimensions of each floor are to be measured from

the exterior faces of the walls of each such floor, including all roofed-over areas, or from the center line of party walls with any adjoining *building*. In computing *gross floor area*, attic space having a headroom of less than seven feet six inches, *cellar* and *basement* space, floor space used exclusively for mechanical equipment and *building* maintenance or service purposes (e.g., elevators, HVAC, required stairways, public restrooms, etc.), and floor space used for off-street parking and/or loading purposes shall be excluded. Notwithstanding the foregoing, that portion of *gross floor area* comprising any covered plaza or similar pedestrian common area amenity which is not used directly for commercial purposes shall be excluded in calculating required off-street parking and loading spaces, except for any kiosk or similar commercial facility, the area of which shall be included.⁹²[Added 2-13-2007 by L.L. No. 4-2007]

FLOOR AREA, GROSS (Residential) — The sum of the horizontal areas of all floors of all *buildings*, on a *lot*, measured from the exterior faces of the walls of each floor. *Gross floor area* includes the area of all structures on the premises including garages, roofed-over balconies, decks, [except for decks not more than three feet above grade], or porches except for unenclosed roofed-over porches up to six feet in width which face a *street* or extend continuously from the *street* side to the *side yard*(wrap-around porch)], attic space and loft floor space, if any. The *floor area* of any basement having a headroom of seven feet or more (measured from the floor of the basement to the lowest point of the floor framing above) (including conversions of all basements to finished storage and/or habitable space) shall also be counted in all residential zoning districts except R1-20, RI-1A, R1-2A and R1-5A. The *floor area* of any space which exceeds 10 feet in height, excluding garages and excluding second *story* floor space where the extra ceiling height is within what would otherwise be attic space, shall be counted at 1.5 times their actual *floor area*. The area of any detached garage shall be included if it exceeds 400 square feet in area.[Added 2-13-2007 by L.L. No. 4-2007; amended 6-24-2008 by L.L. No. 8-2008; 12-16-2008 by L.L. No. 15-2008; 1-24-2023 by L.L. No. 1-2023]

FLOOR AREA RATIO — The *gross floor area* of all *buildings* on a *lot*, including *accessory buildings*, divided by the total *lot area*. (See Figure 2-5 at the end of this chapter.)

FREESTANDING SIGN — Any *sign* supported by *structures* or supports that are anchored in the ground and are independent from any *building*.

FRONT SETBACK — The distance from the closest point of a *building* on a *lot* to the *front lot line*, measured perpendicular to the closest point of the *front lot line*.

FRONTAGE — The extent of a *lot* along a *street*. (See Figure 2-6 at the end of this chapter.)

GAME ROOM — All or any part of any *building*, *structure* or room within which is located more than two *amusement devices*.

HABITABLE AREA — Any *floor area* designed to be used for living, sleeping or cooking purposes, enclosed on all sides by permanent walls and having a headroom of at least seven feet six inches.

HAZARDOUS MATERIAL — Any material, substance or chemical which, if spilled or released, would represent a present or potential future danger to public health or the environment, including any *toxic*, caustic or corrosive chemical, radioactive material or other similar substance which is identified in any Town, county, state or federal regulation as posing or potentially posing such a danger,[Added 9-21-2004 by L.L. No. 12-2004]

HEIGHT:SETBACK RATIO (INCLINED PLANE) — A measurement designed to regulate

92. Editor's Note: The definitions of "nonresidential *gross floor area*" and "residential *gross floor area*" superseded the former definition of "*gross floor area*," as amended.

the height of *buildings* in relation to topography and setbacks. This ratio effectively creates an imaginary *inclined plane* beginning at the mean natural grade of the portion of the *lot line* facing the *building* and rising toward the *building* at the ratio specified elsewhere in this chapter. (See Figures 2-11.1, 2-12, 2-13 and 2-14 at the end of this chapter.)[**Added 2-13-2007 by L.L. No. 4-2007**]

HELIPAD — A landing area for the exclusive use of helicopters, including servicing, storage and refueling.

HOME BUSINESS — An *accessory use* within a *dwelling* that involves a professional activity offering skilled services to clients, such as those services offered by a physician, dentist, lawyer or engineer, and which involves a limited number of nonresident employees and a limited number of business-related visits.[**Added 7-22-2003 by L.L. No. 7-2003**]

HOME OFFICE — An *accessory use* within a *dwelling* that involves activities which only require the use of typical light *office* equipment, and which involve no nonresident employees and no business-related visits.[**Added 7-22-2003 by L.L. No. 7-2003**]

ILLUMINATED SIGN — Any *sign* that is illuminated by or created from an artificial light source, including, but not limited to, neon *signs*, *signs* illuminated by a light source that is either internal or external to the *sign* itself and *signs* illuminated by exposed bulbs.

INFORMATION SIGN — A *sign* that has a noncommercial purpose accessory to the *principal use* of the *lot* on which it is located, such as "NO PARKING," "ENTRANCE," "LOADING ONLY," "TELEPHONE" and other similar directives.

INTEGRATED PEST MANAGEMENT (IPM) — A system of pest control that employs multi-disciplinary knowledge to manage pest problems in a way that optimizes results while minimizing any potential environmental impact.[**Added 9-21-2004 by L.L. No. 12-2004**]

KITCHEN — That portion of a *building* designed for the storage and cooking or preparation of food, having at least but not limited to facilities for cooking, a sink and refrigerator.[**Amended 10-16-2012 by L.L. No. 3-2012**]

LIGHT MANUFACTURING USE — The processing, fabrication, assembly, treatment, packaging and incidental storage and distribution of products made predominantly from previously prepared materials and/or finished products or parts and excluding basic industrial processing finished products or parts and excluding basic industrial processing.

LODGING PLACE — A *building* or portion thereof offering overnight accommodations for transient guests for compensation, either with or without meals, and possibly providing ancillary uses to meet the needs of registered guests such as *restaurants*, meeting rooms and recreational facilities. This definition shall include hotels, motels and inns.

LOT — An individual parcel of land shown on a subdivision plat filed at the *office* of the Nassau County Clerk either as approved by the Nassau County Planning Commission, or as legally filed at the *office* of the Nassau County Clerk prior to the granting of subdivision approval authority to the Nassau County Planning Commission.

LOT AREA — The total horizontal area included within *lot lines*, except that:[**Amended 7-10-2001 by L.L. No. 3-2001; 6-24-2008 by L.L. No. 8-2008**]

1. For *lots* created after July 20, 2001, *lot area* shall exclude any portion of the *lot* which is less than 1/3 of the required *lot width* as measured at right angles to its depth; and
2. For *lots* created after the effective date of this amendment, *lot area* shall exclude 75% of

any *wetland* areas, as well as 50% of any *steep slope* areas, both as defined herein.

LOT, CORNER — A *lot* at the junction of and abutting on two intersecting *streets*.

LOT COVERAGE — That percentage of a *lot* covered by the combined area of all *buildings*, *structures*, paved areas and other impervious surfaces.**[Added 9-21-2004 by L.L. No. 12-2004]**

LOT DEPTH — The mean horizontal distance between the *front* and *rear lot lines*, measured in the general direction of the *side lot lines*.

LOT, DOUBLE FRONTAGE — A *lot* having *frontage* on two or more *streets*. This term shall apply to both *corner lots* and through *lots*.

LOT LINE — A property line bounding a *lot*.

LOT LINE, FRONT — In the case of a *lot* abutting upon only one *street*, the *lot line* separating the *lot* from the *street*. In the case of a *corner lot* in a residence district, the shortest *frontage* abutting a *street* shall be considered to be the *front lot line*. In addition, in the case of a *lot* having *frontage* on two or more *streets*, the *front setback* and all other requirements of this chapter applicable to *front yards* shall apply to all *street frontages*. (See Figure 2-6 at the end of this chapter.)**[Amended 7-22-2003 by L.L. No. 7-2003]**

LOT LINE, REAR — The *lot line* which is generally opposite the *front lot line*. If the *rear lot line* is less than 10 feet in length, or if the *lot* comes to a point at the rear, the *rear lot line* shall be deemed to be a line parallel to the *front lot line*, not less than 10 feet in length, lying wholly within the *lot* and farthest from the *front lot line*. (See Figure 2-7 at the end of this chapter.)

LOT LINE, SIDE — Any *lot line* other than the *front lot line* and the *rear lot line*.

LOT WIDTH — The width of a *lot* measured parallel to the *front lot line* at the minimum required *front setback*. Such minimum *lot width* shall be maintained to at least the minimum required *rear yard*. (See Figure 2-8 at the end of this chapter.) For any *lot* created after July 20, 2001, *lot width* shall be measured parallel to and at the *front lot line* and shall be maintained to at least the minimum required *rear yard*. *Lot width* and *frontage* may be reduced in the *front yard* to not less than 1/3 of the minimum dimension required in the district in which it is located provided that said *lot's frontage* is on a cul-de-sac or on the outside of a curve with a horizontal radius of 500 feet or less and further provided that the required *lot width* is met at the *front yard* setback.**[Amended 7-10-2001 by L.L. No. 3-2001]**

MARICULTURE — The cultivation of marine organisms, including such protein foods as oysters, clams, mussels, and other shellfish in their natural environment, on underwater farmlands.**[Added 1-20-2004 by L.L. No. 2-2004]**

MARICULTURE RESEARCH AND DEVELOPMENT FACILITY — A facility which conducts marine-related research for the purpose of developing methods, strategies, and technologies designed to support *mariculture* activities, including increasing the health, yield, quality, sustainability and profitability of fish and shellfish stocks.**[Added 1-20-2004 by L.L. No. 2-2004]**

MARINA — A facility for the berthing, fueling, and furnishing of sewage pumpout equipment and supplies and provisions for all types of recreational watercraft. The term "*marina*" shall not be deemed to include the term "*boatyard*" or to include out-of-water storage, repair, or vessel construction facilities.**[Added 1-20-2004 by L.L. No. 2-2004]**

MARINE EDUCATIONAL INSTITUTION — An institution which provides instruction in the physical, chemical, biological, ecological, geological, historical, economic, or navigational

aspects of the marine environmental or similar instruction relating to marine coastal, and waterfront issues and resources.**[Added 1-20-2004 by L.L. No. 2-2004]**

MARINE-RELATED BUSINESS COMPLEX — A grouping of two or more *marine-related business* uses developed in accordance with an approved master site plan for unified parking, shared access, landscaping, pedestrian circulation, architecture, *stormwater* control, waste disposal and the like and which will support such uses as retail businesses which provide commodities to *persons* or businesses occupying or utilizing waterfront areas, including boat sales, sale of boat engines, marine-related supplies and accessories, fishing equipment, and other similar items.**[Added 1-20-2004 by L.L. No. 2-2004]**

MARQUEE SIGN — Any *sign* attached to, in any manner, or made a part of a *marquee*.

MEDICAL OFFICE — A *building* designed and used for the diagnosis and treatment of human patients that does not include overnight care facilities.

MINIMUM CONTIGUOUS BUILDABLE AREA — For *lots* created after the effective date of this amendment, a contiguous area which excludes *wetlands* and *steep slopes*, both as defined herein, and whose minimum dimension in all directions is at least equal to 1/2, of the minimum required *lot width* in the zoning district in which it is located.**[Added 6-24-2008 by L.L. No. 8-2008]**

MOTOR VEHICLE DEALERSHIP — A facility used principally for the indoor sale and display of new motor vehicles of a specific brand or brands of vehicle and/or the leasing or rental of motor vehicles, which use may include accessory maintenance, servicing and outdoor storage of such vehicles. See also "*outdoor motor vehicles sales*".**[Amended 7-22-2003 by L.L. No. 7-2003]**

MUSEUM — A not-for-profit institution devoted to the procurement, care and display of objects of lasting interest.

NATURAL VEGETATION — Existing and/or naturally occurring indigenous plant growth which does not require artificial irrigation or the application of fertilizer, pesticides, herbicides or other such substances for its maintenance and which has been undisturbed for a period of at least 20 years.**[Added 9-21-2004 by L.L. No. 12-2004]**

NIGHTCLUB — See "*cabaret*."

NONCONFORMING SIGN — Any *sign* that does not conform to the requirements of this section.

NONRESIDENTIAL USE SIGN — Any *sign* located in a residential district for a legally permitted nonresidential *principal use* and which *sign* is accessory to such use and contains no *commercial message* except for the identification of the permitted nonresidential use on the premises where the *sign* is located.

NOTIFICATION SIGN — A *sign* required pursuant to the provisions of this chapter, and intended for the display of the date, time and location of public meetings related to site plan, special permit and zoning applications to be heard before the Town Board or Planning Advisory Board.

OCTAVE BANK — A means of dividing the range of sound frequencies into octaves, in order to classify sound according to pitch.

OCTAVE BAND FILTER — An instrument, standardized by the American National Standards Association, used in conjunction with a *sound level meter* to take measurements in specific

octave bands.

OFFICE — A *building* or portion of a *building* wherein services are performed involving predominantly administrative, professional or clerical operations.

OPEN SPACE — Any vegetated area of land, including undisturbed areas of *natural vegetation*, landscaped areas, buffer planting areas, forests, meadows, groundwater *recharge* areas, *wetlands*, waterbodies and other similar natural features, but excluding *buildings*, *structures*, all types of pavement including stone and gravel, and all other impervious surfaces. The approval of any site plan or subdivision plat showing *open space* within a special groundwater protection area must consider the impact of such *open space*, and the uses permitted thereon, including recreational uses, on the basic objective of protecting water quality and maximizing groundwater *recharge* capabilities.**[Added 7-22-2003 by L.L. No. 7-2003]**

OUTDOOR MOTOR VEHICLE SALES — A facility used primarily for the outdoor sale, rental, leasing, display or storage of motor vehicles other than an *accessory use* to a *motor vehicle dealership*, and which does not provide on-site maintenance or servicing of motor vehicles. See also "*motor vehicle dealership*."

PARENT-CHILD RESIDENCE — A *one-family dwelling* altered to include a second *kitchen* for the sole use by a member of the immediate *family* of the resident/owner. It is understood that a member of the immediate *family* of a resident/owner shall be deemed to be a resident/owner's spouse, children, mother, father, brother, sister, grandparents, step-parents, step-children, mother-in-law, father-in-law, brother-in-law, sister-in-law, daughter-in-law, son-in-law, grandchild, aunt (limited to a sister, natural born or adopted, of the resident/owner's father or mother) or uncle (limited to a brother, natural born or adopted, of the resident/owner's father or mother).**[Amended 10-16-2012 by L.L. No. 3-2012; 6-26-2018 by L.L. No. 6-2018]**

PARTICULATE MATTER — Any finely divided liquid or solid matter, including *smoke*, capable of being air- or gas-borne.

PAVED SURFACE — An area laid or covered with material (such as asphalt or concrete) that forms a firm level surface. Gravel and crushed stone are not considered a *paved surface* for purposes of this section unless applied on top of an asphalt or concrete surface.**[Added 6-14-2022 by L.L. No. 6-2022]**

PERSON — Any individual, association, company, corporation, firm, organization or partnership of any kind.

PORTABLE SIGN — Any *sign* not permanently attached to the ground or other permanent *structure* and only to be displayed during normal business hours. This includes, but is not limited to, menu and sandwich board *signs* and *signs* attached to or painted on vehicles visible from the public right-of-way, unless said vehicle is regularly used for other substantial purposes in the normal day-to-day operations of the business.

PRIVATE GARAGE — A *building* used for the storage of noncommercial automobiles and all types of farm machinery and conveyances owned and regularly used by or on behalf of the owner or tenant of the *lot* on which it is erected and only for a purpose accessory to the permitted use of the *lot*.

PRIVATE MEMBERSHIP CLUB — Land, *buildings* and facilities operated by a membership corporation, association or fraternal order for the purpose of accommodating not-for-profit recreational, social, literary or similar activities for the exclusive use of its members.

PRIVATE SCHOOL — Any kindergarten, primary or secondary school not operated by a public

school district but conducting a regularly scheduled comprehensive curriculum of study similar to that of a public school and operated in accordance with the Education Law of the State of New York.

PROFESSIONAL OFFICE — The *office* of an attorney admitted to practice in the State of New York, or a certified public accountant, a professional engineer, or an architect, all as defined in the Education Law of the State of New York, or a *medical office*.

PROJECTING SIGN — Any *sign* affixed to a *building* or wall in such a manner that any part of said *sign* extends more than six inches beyond the surface of such *building* or wall.

PUBLIC GARAGE — A *building*, other than a *private garage*, used for housing, storage or repair or trucks, trailers and automobiles, whether or not accessory or incidental to another use.

PUBLIC MARKET — A use containing four or more stalls or places, allotted on payment of rents or fees, open to the general public for the purchase of retail goods, wares, produce, farm products or other merchandise.

REDUCED PRESSURE ZONE (RPZ) DEVICE — A water flow device with a minimum of two independently acting check valves, together with an automatically operated pressure differential relief valve located between the two check valves.

RESEARCH AND DEVELOPMENT USE — An establishment which conducts investigations in the natural, physical or social sciences, or engineering and development, as an extension of investigation with the objective of creating end products.

RESTAURANT — An enterprise primarily engaged in preparing and serving food and beverages intended to be consumed on the premises by patrons seated and served at tables or counters, but not including a *fast-food restaurant*.

RESTAURANT, FAST-FOOD — An establishment whose principal business is the sale of foods, including desserts or beverages, in ready-to-consume servings, for consumption either within the *restaurant building* or for carry-out, and where either: (1) foods, including desserts and beverages, are usually served in paper, plastic or other disposal containers, and where consumers are not served by a *restaurant* employee at the same table or counter where the items are consumed; and/or (2) the establishment includes a drive-through service facility. This term does not include a retail grocery store, convenience store, delicatessen, dairy store, candy store or other similar outlet selling food items primarily for home consumption; and does not include a *restaurant* providing a minor proportion of carry-out service, provided that such carry-out service is not the principal business of such *restaurant*.

RINGELMANN SMOKE CHART — A chart which is issued by the federal Bureau of Mines and which is used for determining the density of *smoke*.

ROOF PITCH — The slope of a roof, or any section of a roof, measured as the ratio of vertical distance to horizontal distance.**[Added 6-24-2008 by L.L. No. 8-2008]**

ROOF SIGN — Any *sign* attached to a *building* which extends vertically above the eave line of a roof.

ROOMING HOUSE — Any *building* containing three or more *rooming units*. The term shall include "boardinghouse" and "lodging house."

ROOMING UNIT — One or more rooms, with or without private bathroom facilities but without private cooking facilities, which are rented or available for rent for residence purposes.

SELF-SERVICE STORAGE FACILITY — A *building* or group of *buildings* divided into

separate storage compartments that are rented or leased to individuals or businesses for self-storage of property. A *self-service storage facility* may include one *apartment* for a resident manager.[Added 7-22-2003 by L.L. No. 7-2003]

SIGN — A *structure* or device for visual communication which is used for the purpose of bringing the subject thereof to the attention of the public. See § 246-11 of this chapter.

SIGN SETBACK — The distance from the *lot line* to the nearest point of the *sign*.

SMOKE — Any emission into the open air from any source, except emissions of uncontaminated water vapor.

SMOKE UNIT — A measure of the quantity of *smoke* being discharged, obtained by multiplying the *smoke* density in a *Ringelmann Smoke Chart* by the time of emission in minutes. For example, the emission of *Ringelmann Smoke Chart* Number 1 for one minute equals one *smoke unit*.

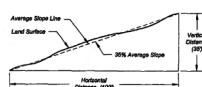
SOLID WASTE — Garbage, hazardous waste, industrial waste, pathological waste, rubbish and *solid waste* as defined in Chapter 201 of the Code of the Town of Oyster Bay, as amended.

SOLID WASTE MANAGEMENT FACILITY — Any facility designed to sort, compact, transfer, treat, bale, recycle, ship, store, dispose of or otherwise process *solid waste* after the initial *solid waste* collection process.

SOUND LEVEL METER — An instrument, standardized by the American Standards Association, used for measurement of the intensity of sound and calibrated in *decibels*.

STEEP SLOPE — A geographic area, whether natural or man-made and whether on one or more *lots*, which has a ratio of vertical distance to horizontal distance of 25% or more over a horizontal area measuring at least 25 feet in all directions, based on two-foot contour intervals (see illustration below of how slope is measured).[Added 6-24-2008 by L.L. No. 8-2008]

Illustration of Slope Measurement



STORAGE SHED — An *accessory building* on a residential property, no larger than 200 square feet in area and no taller than 10 feet in height, used exclusively by the *principal use* of the property for storage purposes.[Added 7-22-2003 by L.L. No. 7-2003]

STORMWATER POLLUTION PREVENTION PLAN (SWPPP) — A plan for controlling *stormwater* runoff and pollutants from a site during and after construction activities.[Added 9-29-2009 by L.L. No. 9-2009]

STORY — That portion of a *building* included between the upper surface of any floor and the upper surface of the next floor above, except that the top *story* shall be that portion of a *building* included between the upper surface of the topmost habitable floor and the ceiling or roof above. A *basement* or *cellar* shall not be considered a *story*. An intermediate floor between the floor and ceiling of any *story*, covering less than 1/3 of the *floor area* immediately below the intermediate floor shall be considered a *mezzanine*, which shall also not be considered a *story*. (See Figure 2-9 at the end of this chapter.)

STREET — An existing state, county or Town road or a road shown upon a subdivision plat duly filed and recorded in the Office of the Nassau County Clerk.

STRUCTURE — Anything constructed or erected which requires location on the ground or attachment to something having location on the ground, including *buildings, fences, walls, tennis courts, pools and decks.*

SUSPENDED SIGN — A *sign* that is rigid and is suspended from the underside of a horizontal plane surface and is supported by such surface.

SWIMMING POOL — Any *structure, basin, chamber or tank* which is intended for swimming, diving, recreational bathing or wading and which contains, is designated to contain, or is capable of containing water more than 24 inches (610 mm) deep at any point. This includes in-ground, above-ground and on-ground pools; semi-inground pools; indoor pools; hot tubs; spas and wading pools.**[Amended 6-14-2022 by L.L. No. 6-2022]**

TEMPORARY SIGN — A nonilluminated *sign* that is used in connection with a circumstance, situation or event that is designed, intended or expected to take place or to be completed within a reasonably short or definite period after the erection of such *sign* or is intended to remain on the location where it is erected or placed for a period as specified in § 246-11 of this chapter. If such *sign* display area is permanent but the message displayed is subject to periodic changes, that *sign* shall not be regarded as "temporary."

THEATER — Any premises normally used for spectator presentations, such as a cinema, playhouse or concert hall, but not including a *cabaret, dance hall, discotheque* or *nightclub*.

THREE-COMPONENT MEASURING SYSTEM — A device for recording the intensity of any vibration in three mutually perpendicular directions.

TOWNHOUSE — See "*dwelling unit, attached.*"

TOXIC OR NOXIOUS MATTER — Any solid, liquid or gaseous matter, including but not limited to gases, vapors, *dusts, fumes and mists* containing properties which by chemical means are inherently harmful and likely to cause injury to the well-being of *persons* or damage to property.

USE, ACCESSORY — A use which is customarily incidental and subordinate to the *principal use* on a *lot*, and located on the same *lot* therewith, except that where specifically permitted by this chapter, accessory off-street parking need not be located on the same *lot*. An *accessory use* may not be accessory to another *accessory use*.**[Amended 7-22-2003 by L.L. No. 7-2003]**

USE, PRINCIPAL — The specific purpose for which land, water, a *building* or a *structure* is designed, arranged, intended or for which it is or may reasonably be expected to be occupied or maintained.

VETERINARY OFFICE or CLINIC — An establishment used for the medical and surgical treatment of domestic animals, excluding the overnight boarding of animals.

VIBRATIONS, IMPACT — Earth-borne oscillations occurring in discrete pulses at or less than 100 times per minute.

VIBRATIONS, STEADY-STATE — Continuous earth-borne oscillations occurring in discrete at more than 100 times per minute.

WALL SIGN — Any *sign* either attached parallel to and maintained within six inches of a wall, painted on the wall surface or forming a portion of any outside wall of a *building* or *structure*, which *sign* displays only one *sign* surface. For the purposes of regulation in this section, a *canopy sign* shall be considered a *wall sign*.

WATER-DEPENDENT USE — An establishment which requires direct access to tidal surface

waters as an integral part of its operation. A *water-dependent use* shall be construed to include such uses as; *marinas*, *boatyards*, yacht basins and similar facilities which provide dockage/berthing for watercraft; fishing piers; boat launching ramps; boat services; boat and kayak rentals; *mariculture*, *marine educational institutions*; public swimming beaches; and the like.[**Added 1-20-2004 by L.L. No. 2-2004**]

WATER-ENHANCED USE — An establishment that does not require a waterfront location in order to function, but which contributes to the economic viability of *water-dependent uses* or which increases the public's use and enjoyment of the waterfront. A water-related use shall be construed to include: small marine-related *offices* or marine-retail and services; marine-related not-for-profit, philanthropic, fraternal, or scientific research organizations; compatible recreational uses; *museums*, *restaurants*; and delicatessens.[**Added 1-20-2004 by L.L. No. 2-2004**]

WETLAND — A horizontal geographic area of at least 1,000 square feet which is under water, including water bodies and *watercourses*, or is covered with shallow and sometimes temporary or intermittent waters commonly referred to as "swamps," "marshes," "bogs," or "vernal pools," "including all areas of hydric soils and all areas inundated or saturated by surface water or groundwater at a frequency and duration sufficient to support, and which under normal circumstances do support, a prevalence of hydrophytic vegetation, all as defined by the Federal Manual For Identifying and Delineating Jurisdictional Wetlands (1989), as such may, from time to time, be amended.[**Added 6-24-2008 by L.L. No. 8-2008**]

WINDOW SIGN — Any *sign*, picture or symbol, or combination thereof, designed to communicate information about an activity, business, commodity, event, sale or service that is placed inside a window or upon the windowpane or glass and is readily visible at any point three or more feet from the exterior of the window.

WIRELESS TELECOMMUNICATIONS FACILITY — Includes a telecommunications site and personal wireless facility. It means a structure, facility or location designed, or intended to be used as, or used to support antennas or other transmitting or receiving devices. This includes, without limit, towers of all types and kinds and structures, including, but not limited to, buildings, church steeples, signs or other structures that can be used as a support structure for antennas or the functional equivalent of such. It further includes all related facilities and equipment such as cabling, equipment shelters and other structures associated with the site. It is a structure and facility intended for transmitting and/or receiving radio, television, cellular, SMR, paging, 911, personal communications services (PCS), commercial satellite services, microwave services and any commercial wireless telecommunication service not licensed by the FCC.[**Added 9-12-2017 by L.L. No. 6-2017**]

XERISCAPING — A method of landscaping that results in low water usage through selection of plants with cultural requirements that are appropriate to the local climate and avoidance of wasting water to evaporation and runoff. The seven principles guiding the method are creative planning and design; soil improvement; limiting of turf areas; appropriate plant selection; efficient irrigation; use of mulches; and regular maintenance.[**Added 9-21-2004 by L.L. No. 12-2004**]

YARD, FRONT — A yard extending across the full width of the *lot* and lying between the *front lot line* and the nearest point of the *building*. (See Figure 2-10 at the end of this chapter.)

YARD, REAR — A yard extending across the full width of the *lot* and lying between the *rear lot line* and the nearest point of the *building*. (See Figure 2-10 at the end of this chapter.)

YARD, SIDE — A yard between a *side lot line* and the nearest point of the *principal building*

on that *lot* and extending from the *front yard* to the *rear yard*. (See Figure 2-10 at the end of this chapter.)

§ 246-3.
ESTABLISHMENT OF DISTRICTS

3.1. District classifications. [Amended 7-22-2003 by L.L. No. 7-2003; 1-20-2004 by L.L. No. 2-2004; 9-21-2004 by L.L. No. 11-2004; 9-21-2004 by L.L. No. 12-2004; 11-9-2004 by L.L. No. 16-2004; 3-8-2005 by L.L. No. 2-2005; 2-13-2007 by L.L. No. 4-2007; 8-9-2011 by L.L. No. 2-2011; 12-18-2012 by L.L. No. 4-2012; 2-23-2021 by L.L. No. 1-2021]

The Town of Oyster Bay is hereby divided into the following districts:

Residence Districts:	
R1-5A	One-Family Residence
R1-2A	One-Family Residence
R1-1A	One-Family Residence
R1-20	One-Family Residence
R1-15	One-Family Residence
R1-10	One-Family Residence
R1-10/OHG	One-Family Residence
R1-7	One-Family Residence
R1-6	One-Family Residence
RMF-6	Multi-Family Residence
RMF-10	Multi-Family Residence
RNG-12	Multi-Family Next Generation Residence
RMF-16	Multi-Family Residence
RPH-20	Multi-Family Public Housing Residence
RSC-25	Multi-Family Senior Citizen Residence
PUD	Planned Unit Development
PUD/R-30	Planned Unit Development/Residence-30

Nonresidence Districts:	
REC	Recreation
RO	Residence-Office
OB	Office Building
NB	Neighborhood Business
GB	General Business
WF-A	Waterfront-A
WF-B	Waterfront-B

Nonresidence Districts:

ORD	Office, Research and Development
LI	Light Industry

Hicksville Downtown Districts:

HD-III	Downtown Residential Subdistrict
HD-II	Downtown Gateway Transition Subdistrict
HD-I	Downtown Core Subdistrict

Overlay Districts:

APO	Aquifer Protection Overlay
OBHRD	Oyster Bay Hamlet Residence Design District

3.2. Zoning Map Establishment. [Amended 3-8-2005 by L.L. No. 2-2005; 4-25-2006 by L.L. No. 5-2006]

The boundaries of all districts are hereby established as shown on a map entitled "Building Zone Map, Town of Oyster Bay, Nassau County, New York" dated April 25, 2006, and as amended from time to time by the Town Board and certified by the Town Clerk, which map accompanies, and with all explanatory matter thereon is made a part of, this chapter. The up-to-date Official Copy of the Building Zone Map is maintained by the Town Clerk, with copies thereof kept by the Department of Planning and Development for the use and benefit of the public. Whenever the Town Board amends the Building Zone Map, the Town Clerk shall notify the Commissioner of Planning and Development, who shall cause the amendment to be made to the Official Copy of the Building Zone Map and to the copies kept by the Department of Planning and Development and the *office* of the Town Clerk.

3.3. Interpretation of District Boundaries.

Where uncertainty exists as to the locations of any boundaries shown on the Zoning Map, the following rules shall apply:

3.3.1 District boundary lines are intended to follow *streets*, municipal boundaries, rights-of-way, railroad rights-of-way or *watercourses*, or to be parallel or perpendicular thereto.

3.3.2 Where district boundaries are shown approximately following *streets*, rights-of-way, railroad rights-of-way or *watercourses*, such boundaries are intended to be the centerlines thereof.

3.3.3 Where tidal lands are not shown as zoned on the Zoning Map, they shall be considered to lie within the district to which they are contiguous.

3.3.4 Where dimensions are shown on the Zoning Map between a *street* and a district boundary line, such dimension indicates that the district boundary line runs parallel with the *street* line at the distance so indicated by such dimension.

3.3.5 Where district boundary lines do not fit within the descriptions provided above, the location of any such boundary shall be determined by use of the map scale appearing thereon.

3.3.6 If the district classification of any property or portion thereof is in question, it shall be deemed to be in the most restrictive of the districts.

3.4. Order of Restrictiveness.

Where zoning districts are referred to as more restrictive or less restrictive, the designations shall refer to the order in which the districts are named in § 246-3.1, the first named being the most restrictive.

3.5. Lots in Two or More Districts or Municipalities.

3.5.1 *Lots* in two or more districts. Where a *lot* in one ownership of record is divided by one or more district boundary lines, the following shall apply:

3.5.1.1 Uses permitted in one district may not extend into another district where they would not otherwise be permitted. However, where a district boundary line divides a *lot* which was held in single and separate ownership since November 1, 1929, the Zoning Board of Appeals may permit the less restrictive use to extend to the whole or any part of such *lot* for a distance not exceeding 50 feet.

3.5.1.2 Dimensional requirements shall be those of the zoning district in which the *principal building* or use is located. If a *principal building* or use is located in more than one district then the dimensional requirements of the more restrictive district shall prevail.

3.5.1.3 Dimensional requirements shall be measured from *lot lines* and not zoning district boundary lines.

3.5.2 *Lots* in two or more municipalities. Where a *lot* in one ownership of record is divided by one or more municipal boundary lines, the following shall apply:

3.5.2.1 The use and dimensional requirements of the Town of Oyster Bay shall prevail for that portion of the *lot* located within the Town of Oyster Bay.

3.5.2.2 Where a portion of the *lot* not located within the Town of Oyster Bay is required to be maintained in conjunction with the Oyster Bay portion in order to meet the use or dimensional requirements applicable in the Town of Oyster Bay, a deed restriction or other suitable legal agreement which will assure such continuation to the satisfaction of the Town Attorney's *office* of the Town of Oyster Bay shall be required. In such case, setback requirements shall be measured from the *lot line* of the *lot* which is to be maintained and not from the municipal boundary.

§ 246-4.

GENERAL REGULATIONS**4.1. Application of Regulations.**

4.1.1 Conformity required. No *structure* shall be erected, constructed, moved, altered, rebuilt or enlarged, nor shall any property be used, designed or arranged to be used, for any purpose except in conformity with this chapter.

4.1.2 Minimum requirements. In interpreting and applying this chapter, the requirements contained herein are declared to be the minimum requirements necessary for the protection and promotion of the public health, safety, morals, comfort, convenience and general welfare.

4.1.3 Conflicting standards. Where this chapter imposes a different restriction upon the use of property, or upon the erection, construction, establishment, movement, alteration or enlargement of *buildings* or other *structures*, than are imposed by other applicable codes, rules, regulations, licenses, certificates, easements, covenants, agreements or other authorizations, the more restrictive requirements shall prevail.

4.1.4 Governmental uses.

4.1.4.1 Applicability to municipal uses. This chapter shall not apply to or affect any *structure* or premises which shall or may be erected, altered or used by the Town of Oyster Bay for any municipal purposes, including municipal purposes of special purpose districts, subject to Town Board approval. No public hearing shall be required.

4.1.4.2 Applicability to uses of other governmental agencies. Uses of federal, state or county governmental agencies, or special purpose districts thereof, are subject to Town Board approval based on the special use permit standards of § 9.4 of this chapter and such other standards as may be determined appropriate by the Town Board. No public hearing shall be required.

4.2. Nonconforming Uses and Other Nonconformities.

4.2.1 Continuing existing uses, *buildings* and *structures*.

4.2.1.1 Except as otherwise provided herein, the lawfully permitted use of property and the lawfully permitted existence of *buildings* and *structures* at the time of adoption of this chapter may be continued although such use, *building* or *structure* does not conform to the standards specified in this chapter for the district in which such property, *building* or *structure* is located. Similarly, whenever a zoning district classification or the restrictions effecting property within any zoning district shall be changed hereafter so as to render nonconforming a use, *building* or *structure* then presently lawfully existing, such use, *building* or *structure* may nevertheless be continued, subject to the conditions set forth below. Said uses shall be deemed nonconforming uses and said *buildings* and *structures* shall be deemed dimensionally nonconforming.

4.2.1.2 Notwithstanding the above, any *one-* or *two-family dwelling* located in any nonresidential district which was lawfully existing on the effective date of this amendment, shall be considered to be a conforming use and may continue to be used,

expanded and altered in accordance with the requirements of the R1-6 District.
[Amended 7-22-2003 by L.L. No. 7-2003]

4.2.1.3 Any use in existence as of the effective date of this chapter which by this chapter is made a special permit use in the district in which it is located shall be presumed to have a special use permit to the extent such use is then legally conforming.

4.2.2 Nonconforming use of land, *buildings* and *structures*.

4.2.2.1 Any legal nonconforming use of land may be continued; provided, however, that no such use shall be enlarged or intensified, nor shall it be extended to occupy a greater area of land than that occupied by such use at the time of the adoption of this chapter, unless specifically allowed by other provisions in this chapter, nor shall any such nonconforming use be moved in whole or in part to any other portion of the *lot* or parcel of land occupied by such nonconforming use at the time of the adoption of this chapter. Any change in use on a parcel of land on which a nonconforming use is located and will be continued, either in whole or in part, shall require Zoning Board of Appeals approval unless a Town Board special use permit is required, in which case Town Board approval shall be required. [Amended 9-13-2005 by L.L. No. 6-2005⁹³]

4.2.2.2 A *building* or *structure*, the use of which does not conform to the use regulations for the district in which it is situated, shall not be enlarged, extended or altered structurally unless the use therein is changed to a conforming use, except those repairs or modifications as may be determined necessary by the Department of Planning and Development to either correct an unsafe condition or to conform to the requirements of other applicable laws or ordinances.

4.2.2.3 No nonconforming use of a *building* or *structure* shall be enlarged or extended, except that any such nonconforming use may be extended throughout any parts of a *building* or *structure* which were obviously or manifestly arranged or designed only for such use at the time of the adoption of this chapter.

4.2.2.4 No nonconforming use shall be changed to another nonconforming use, except as provided herein.

4.2.2.5 If a nonconforming use ceases for any reason for a period of one year, or is changed to a conforming use, then any future use of the land, *building* or *structure* shall be in conformity with the provisions of this chapter. Substantial cessation of activities consistent with or required for the operation of such nonconforming use, or substantial vacancy of the *building* or *structure* in which the nonconforming use, was conducted together with substantial cessation of activities consistent with or required for the operation of such nonconforming use shall be deemed to constitute a discontinuance thereof within the meaning of this chapter, irrespective of whether an intention to abandon the nonconforming use may exist. Upon application, however, the Zoning Board of Appeals may extend the one-year period upon finding that it is not reasonable in its application to the particular premises, taking into consideration the characteristics of the use, the investment which has been made in it, the

93. Editor's Note: This local law provided that where its requirements impose a different restriction or requirement than imposed by other sections of the Town Code, the Town Law of New York State, or other applicable rules or regulations, the requirements of this local law would prevail.

circumstances of the discontinuance and the suitability of the *structure* for a permitted or special permit use in the district in which it is located.

4.2.2.6 If any *building* or *structure* in which any nonconforming use is conducted or maintained is hereafter removed, the subsequent use of the land on which such *building* or *structure* was located and the subsequent use of any *building* or *structure* erected thereon shall be in conformity with the standards specified by this chapter for the district in which such land is located.

4.2.3 Dimensional nonconformity. A *building* or *structure* that is conforming in use but does not conform to the *lot* dimension, yard dimension, height, *building coverage*, *floor area ratio*, off-street parking, off-street loading or other dimensional requirements of this chapter shall be deemed to be dimensionally nonconforming. No permit shall be issued that will result in the increase of any such dimensional nonconformity, but any *building* or *structure*, or portion thereof, may be altered to decrease its dimensional nonconformity.

4.2.4 Reconstruction. Should a *building* or *structure*, the use of which, or the use of a portion of which, is nonconforming or which is dimensionally nonconforming, be destroyed or damaged by any means to an extent greater than 75% of the replacement cost of the entire *building* or *structure* used in connection therewith at the time of the reconstruction, as determined by the Department of Planning and Development and any duly authorized assistants, it shall not thereafter be reconstructed or used except in conformity with the provisions of this chapter. Should the damage be 75% or less, it may be reconstructed and any accompanying nonconformity continued, provided that the reconstruction is commenced within one year of the date of such damage and completed within two years of said date, and further provided that the reconstruction shall be conducted in accordance with a plan approved by the Zoning Board of Appeals and designed to result in the greatest reasonable conformity with the provisions of this chapter.

4.2.5 Change to other nonconforming use. Upon application, a nonconforming use of land, *buildings* or *structures* may be changed to another nonconforming use upon approval by the Zoning Board of Appeals based upon a finding that the proposed use is more appropriate to the district than the existing nonconforming use. In permitting such change, the Zoning Board of Appeals may impose such conditions and safeguards as it may deem necessary or appropriate to further the purposes of this chapter.

4.2.6 Improvement of nonconforming uses. In order that the adverse external effects of nonconforming uses may be reduced, and such uses may gradually be brought into greater conformity with the requirements of this chapter and, upon application to and approval by the Zoning Board of Appeals, the owner of any land, *building* or *structure* so used may be permitted to make changes to such *building*, *structure* or use in conjunction with a plan whereby through the addition of landscaped screening and buffer areas, control of noise, *smoke* or odors, the improvement of lighting, architectural changes, redesign of parking areas and access drives, or by any other appropriate means, these purposes may be achieved. The Zoning Board of Appeals may grant approval, or approval with modifications, provided said Board finds that the purposes of this section would be furthered by such action. This procedure shall not supersede any of the rights, powers and duties of the Landmarks Preservation Commission pursuant to Chapter 143 of the Town of Oyster Bay Town Code.

4.3. Provisions Governing Lots.

For *lots* located in two or more districts or municipalities, refer to § 246-3.3.5.

4.3.1 *Lot* for every *building*. Every *building* hereafter erected shall be located on a *lot* and there shall be no more than one *principal building* and its *accessory building(s)* on one *lot*, except for multifamily and nonresidential *buildings* in districts where such uses are permitted.

4.3.2 Subdivision of a *lot*. Where a *lot* is formed hereafter from part of a *lot* already occupied by a *building*, such separation shall be effected in a manner which will not impair conformity with any of the requirements of this chapter with respect to the existing *building* and all yards and other required spaces in connection therewith. No permit shall be issued for the erection of a *building* on a newly created *lot* unless it complies with all provisions of this chapter.

4.3.3 Irregularly shaped *lots*. Where a question exists as to the proper application of any of the requirements of this chapter to a particular *lot* because of its irregular shape, the Department of Planning and Development and/or any duly authorized assistants shall determine how the requirements of this chapter will apply.

4.3.4 New *buildings* on substandard *lots*. A permit may be issued for the erection of a *building* for a permitted use on a *lot* for which a valid conveyance has been recorded prior to the adoption of this chapter, notwithstanding that the area or dimensions of such *lot* are less than that required for the district in which such *lot* is located, provided that:

4.3.4.1 The *lot* met the zoning requirements at the time the subdivision plat was filed in the office of the Nassau County Clerk, the deed to the *lot* was recorded or the title to the *lot* was conveyed.

4.3.4.2 The *building* complies with all yard setbacks and other *building*-related requirements which were in effect at the time of obtaining the *building* permit.

4.3.4.3 The *lot* was continuously held in single and separate ownership since the day the *lot* became nonconforming. If that is not the case, such other *lot* or *lots* contiguous thereto which are or were held in the same ownership, or so much thereof as may be necessary, shall be considered to be merged with the first-named *lot* to make one or more conforming *lots*, whereupon a permit may be issued, but only for such merged *lots*. Where the required area or dimensions of *lots* are changed by an amendment to this chapter, any *lot* legally in existence on that date and made nonconforming by such amendment may be built upon as provided in this section.

4.3.5 *Flag lots*. [Added 7-10-2001 by L.L. No. 3-2001; amended 7-22-2003 by L.L. No. 7-2003]

4.3.5.1 As a result of the Town Board's concern with the impact of the subdivision and development of reduced area, width and *frontage lots*, including but not limited to *flag lots*, upon adjacent properties and upon the neighborhood in which they are located, it is the legislative intent of the Town Board to prevent the creation of any such new or additional reduced *frontage lots*, except in the R1-1A, R1-2A and R1-5A Residence Districts and then only subject to compliance with all of the following standards and requirements. In all other districts, *flag lots* shall be deemed to be specifically prohibited.

4.3.5.1.1 All yard setbacks for *principal buildings*, whether front, side or rear, on each *flag lot* shall be equal to or exceed the minimum required *front yard setback* applicable in the district in which it is located.

4.3.5.1.2 Notwithstanding the minimum access width standard of Paragraph 5 in Section 280-a of the Town Law of the State of New York, the access strip ("pole" portion) of each *flag lot* shall be at least 20 feet in width and, in accordance with the definition of *lot area* in § 246-2, shall be excluded in the calculation of minimum *lot area*.

4.3.5.1.3 The "flag" portion of any such *lot* shall contain a *building envelope* (area in which *principal buildings* can be constructed) which is equal to at least 20% of the minimum required *lot area* in the district in which it is located and which *building envelope* is at least 50 feet in every dimension.

4.3.5.1.4 Any non-*flag lot* which is a part of a subdivision containing a *flag lot* shall fully comply with all area, dimensional and setback standards applicable in the district in which it is located.

4.3.5.1.5 The total number of *lots* in any subdivision containing one or more *flag lots* shall not exceed the number of *lots* which would have been permitted, in the judgment of the approving agency, if no *flag lots* were involved.

4.3.5.1.6 Prior to approving the creation of any *flag lot*, the approving agency shall first determine that it will serve to reduce potential *disturbance* to the natural environment and will result in the placement of the potential new home(s) in an appropriate relationship to neighboring homes and other uses on surrounding properties.

4.3.6 *Minimum contiguous buildable area*. As a result of the Town Board's concern for the protection of the environment, and in order to assure that there will be a sufficient area of non-environmentally sensitive land available for the proper development of new homes and their customary *accessory uses* on any new residential *lot* created subsequent to the effective date of this amendment, any such *lot* shall contain a *minimum contiguous buildable area*, as defined herein, of not less than the following size: [Added 6-24-2008 by L.L. No. 8-2008; amended 8-9-2011 by L.L. No. 2-2011]

Residence District	With On-Lot Sewage Disposal (square feet)	With Central Sewer Service (square feet)
R1-6	6,000	5,000
R1-7	7,000	6,000
R1-10	10,000	8,000
R1-10/OHG	10,000	8,000
R1-15	13,000	10,000
R1-20	16,000	12,000
R1-1A	21,000	15,000

Residence District	With On-Lot Sewage Disposal (square feet)	With Central Sewer Service (square feet)
R1-2A	26,000	18,000
R1-5A	34,000	24,000

4.4. Provisions Governing Yards.

4.4.1 Yard for every *building*. No yard or other *open space* provided about any one *building* for the purpose of complying with the provisions of this chapter shall be included as any part of the yard or *open space* which may be required for any other *building*. No yard or other *open space* on one *lot* shall be considered as a yard or *open space* for a *building* on any other *lot*.

4.4.2 Use of yards. No *building* or *structure* shall be permitted within any minimum required yard except in accordance with the Schedule of Dimensional Regulations⁹⁴ or as otherwise permitted by this chapter. Any *structure* more than eight inches above finished grade, other than *fences* and walls, shall comply with the minimum setbacks for *accessory buildings*. Notwithstanding the provisions of § 4.4.2.1 below, *buildings* and *structures* shall be considered attached for zoning purposes, unless they are separated by a distance of not less than three feet.

4.4.2.1 Encroachments. Encroachments or structural projections into required yard areas which do not conflict with other applicable codes, rules or regulations shall be permitted as follows: [Amended 7-22-2003 by L.L. No. 7-2003; 4-25-2006 by L.L. No. 5-2006]

4.4.2.1.1 In all R1 Residence Districts, the RO Residence-Office District and HD-III Hicksville Downtown Residential Subdistrict: [Amended 2-23-2021 by L.L. No. 1-2021]

4.4.2.1.1.1 One-story enclosed additions to the *principal building* containing only an aboveground oil storage tank or an unenclosed aboveground oil storage tank screened with dense evergreen plantings and/or solid fencing extending at least one foot above the top of the tank, may project into one of the required *side yards*, provided that the *side yard* shall maintain a minimum width of five feet at that location.

4.4.2.1.1.2 Roof overhangs, canopies and other similar architectural features (not including those roofed-over or otherwise covered features that are enclosed with materials such as glass) shall be permitted to project a maximum of six feet into a required *front* or *rear yard*.

4.4.2.1.1.3 Air conditioning condensing units (only if screened with dense evergreen plantings and/or solid fencing), window sills, steps, and other similar architectural features and minor utility *structures*, such as *reduced pressure zone devices*, shall be permitted to project no more than four feet into any *side yard* or six feet into any *front* or *rear yard*, but in any case

94. Editor's Note: The Schedule of Dimensional Regulations is included at the end of § 246-5.

not nearer than three feet from any property line.

4.4.2.1.1.4 Handicap-accessible ramps shall be permitted to project no more than five feet into any *side yard* or 10 feet into any *front* or *rear yard*, but in any case not nearer than three feet from any property line.

4.4.2.1.1.5 Propane tanks screened with dense evergreen plantings and/or solid fencing extending at least one foot above the top of the tank shall be permitted to project a maximum of eight feet into a *side* or *rear yard* only, but in any case not nearer than eight feet from any property line. Propane tanks must also conform to the requirements of the New York State Uniform Building and Fire Protection Code, the Nassau County Fire Marshal and the National Fire Protection Association.

4.4.2.1.1.6 Dormers may project into any required *side yard*, provided they do not extend beyond the wall of the existing *structure* and do not raise the existing main ridge.

4.4.2.1.1.7 Generators may be located up to a maximum of eight feet into a *side* or *rear yard*, but in any case not nearer than eight feet from any property line.

4.4.2.1.2 In all R1 Residence Districts, the RO Residence-Office District and HD-III Hicksville Downtown Residential Subdistrict: **[Amended 2-23-2021 by L.L. No. 1-2021]**

4.4.2.1.2.1 One-story enclosed vestibules shall be permitted to project a maximum of six feet in width and five feet in depth into a required *front yard*.

4.4.2.1.2.2 One-story open and unroofed porches, decks, balconies and terraces not more than three feet above grade shall be permitted to project a maximum of six feet into a required *front* or *rear yard*.

4.4.2.1.2.3 Cornices, eaves, gutters, chimneys, windows, canopies and other similar architectural features shall be permitted to project a maximum of two feet into any required yard.

4.4.2.1.3 In all Nonresidence Districts, awnings shall be permitted to project a maximum of four feet into a required *front yard*.

4.4.2.1.4 On any *lot* for which the Zoning Board of Appeals granted a variance for a yard of deficient width, none of the encroachments listed above, except as identified in § 246-4.4.2.1.1.3, 4.4.2.1.1.4, 4.4.2.1.1.5 and 4.4.2.1.1.6, shall be permitted into such diminished yard.

4.4.2.2 Underground setbacks. All setback restrictions as set forth in this chapter shall be applicable below as well as above grade, except that electrical, plumbing, sanitary and drainage facilities, fixtures, pipes, wires and similar accessory utility services shall be excluded where they are located below grade from such abovegrade setback restrictions.

4.4.2.3 *Average setbacks.* In an established neighborhood, as determined by the

Department of Planning and Development, with an existing pattern of *front yard setbacks* substantially different from the minimum *front yard setback* required in the district in which it is located, the *average setback* shall control. If, however, in the opinion of the Department of Planning and Development, there is a predominant pattern of existing *front yard setbacks* which is different than the *average setback*, the predominant setback may be used instead. Whatever setback is determined to apply, shall apply to both new and expanded construction. Notwithstanding the foregoing, this chapter shall not require any *building* to be set back more than the maximum required *front yard setback* as set forth in the Schedule of Dimensional Regulations (§ 246-5.3).⁹⁵ [Amended 7-22-2003 by L.L. No. 7-2003; 4-25-2006 by L.L. No. 5-2006]

4.4.3 *Corner lots.* In the case of a *corner lot* held in single and separate ownership on January 27, 1953, which *lot* then had and still has a *lot width* at the *front setback* line of less than 200 feet in the R1-2A District, 125 feet in the R1-1A District, 100 feet in the R1-20 District or 60 feet in the R1-6 District, the required *front yard depth* along the *street frontage* upon which the *building* will not face and will not have a principal entrance may be decreased by up to 50% but not less than 20 feet. Other than as described above, a yard equal in depth to the required *front yard* shall be provided on all *street frontages* in all residence and nonresidence districts.

4.4.4 Visibility at *street* intersections. No wall, *fence* or other *structure* shall be erected or altered, and no hedge, tree, shrub or other planting shall be planted or allowed to grow, in such a way as to obscure or interfere with traffic sight lines as required for safety purposes. Obstructions to visibility which exceed 2.5 feet in height, other than tree trunks, shall be prohibited on *corner lots* in the triangle formed by intersecting *street* right-of-way lines, and a line joining points located along such *street* right-of-way lines, which are 30 feet from the theoretical point of intersection of such lines, as extended.

4.4.5 (Reserved)

4.4.6 Height:Setback Ratio (Inclined Plane) — Oyster Bay Hamlet Residence Design District. Notwithstanding the maximum permitted *building height* and minimum required *yard setbacks* as set forth in § 246-5.3, Schedule of Dimensional Regulations, of this chapter, no part of any new or expanded one-family residence located within the Oyster Bay Hamlet Residence Design District, excluding chimneys, dormers and similar architectural features which do not exceed, in total, 10% of the area of the horizontal roof section on which they are located and which do not extend more than five feet above the plane of that roof, shall be permitted to project above the *inclined plane* represented by the applicable *height:setback ratio* as set forth in the following table: [Added 2-13-2007 by L.L. No. 4-2007]

Maximum Permitted Height:Setback Ratio (Inclined Plane)			
Zoning District	Front Yard	Side Yard	Rear Yard
R1-10	0.7:1	2:1	0.6:1
R1-6	0.8:1	3:1	0.7:1

95. Editor's Note: The Schedule of Dimensional Regulations is included at the end of § 246-5.

4.5. Provisions Governing Height.

4.5.1 Height of *buildings* and *structures*. No *structure* shall exceed the maximum permitted *building height* for the district in which it is located except as set forth below or otherwise permitted by law.

4.5.2 Height exceptions in residence districts and HD-III Hicksville Downtown Residential Subdistrict. [Amended 2-23-2021 by L.L. No. 1-2021]

4.5.2.1 Spires, cupolas, belfries, parapet walls, chimneys, solar panels, flagpoles, *antennas* and other similar *structures* or architectural features covering a maximum of 10% of the horizontal area of the roof on which they are located shall be permitted to be constructed to a height of not more than 10 feet above the portion of the roof on which they are located. The maximum roof coverage provision shall not be applicable to solar panels.

4.5.2.2 Permitted public and semi-public *buildings*, such as schools and places of worship, may have a maximum *building height* of up to 45 feet, provided that the width of each of the required yards is increased by at least three feet for each one foot of *building height* above 28 feet.

4.5.2.3 For *antennas*, see § 246-5.5.4 of this chapter.

4.5.3 Height exceptions in nonresidence districts. Spires, cupolas, belfries, parapet walls, chimneys, solar panels, flagpoles, *antennas* and other similar *structures* or architectural features covering a maximum of 10% of the horizontal area of the roof on which they are located shall be permitted to be constructed to a height of not more than 15 feet above the portion of the roof on which they are located. The maximum roof coverage provision shall not be applicable to solar panels.

4.5.4 Other exceptions. Elevator or stair bulkheads, mechanical equipment, water towers and similar equipment shall be permitted to be located on the roof only if determined necessary by the Department of Planning and Development and only if enclosed or screened and set back a minimum of 10 feet from all roof edges, except 20 feet where within 100 feet of residentially used properties. Where the roof area cannot accommodate such a minimum setback from all edges, the equipment shall be placed in a location which mitigates potential visibility impacts from *streets* and neighboring properties, but in no event closer than five feet from any roof edge. The aggregate area covered by such features shall not exceed 20% of the roof area, and their height shall not be in excess of 12 feet. [Amended 7-22-2003 by L.L. No. 7-2003]

4.6. Provisions Governing *Buildings*.

4.6.1 Distance between *buildings*. All *buildings*, and *buildings* and *structures*, shall be separated by a distance of not less than three feet unless attached or abutting. See also § 246-4.4.2 of this chapter.

4.7. Provisions Governing *Fences* and *Walls*.

4.7.1 *Fences* and walls. The requirements of this chapter shall not be deemed to prohibit any otherwise lawful *fence* or wall. A *fence* or wall, or any combination thereof, not located within a required yard shall not exceed 10 feet in height. *Fences* and walls, including

retaining walls, are permitted within required yards, provided that, except in R1-5A, R1-2A and R1-1A Districts, such *fences* or walls, or combination thereof, do not extend more than four feet above grade in any yard abutting a *street*, and six feet above grade in any other required yard, and further provided that they do not interfere with vehicular access and sight distance. For the purposes of this section, *average setback* shall not apply to *fences* and walls. In the R1-5A, R1-2A and R1-1A Districts and in all nonresidence districts, *fences* or walls, or a combination thereof, up to six feet in height above grade are permitted in any yard. Any *fence* or wall in nonresidence districts over six feet in height will require approval from the Zoning Board of Appeals, unless a site plan approval is granted from either the Town Board or Planning Advisory Board. In a nonresidence district, where any *fence* or wall located within a required yard has a finished or more attractive side, such side shall face the neighboring property or *street*. Required landscaping in a nonresidence district shall be provided on the side facing into the property, unless the *fence* is along a *street*, so as to allow for the maintenance of the landscaping. The height of a *fence* located along any *street* or *front lot line* shall be measured from the existing elevation of the center line of such *street*. The height requirements noted in this section are subject to the provisions of § 246.4.4.4, Visibility at *street* intersections. [Amended 7-22-2003 by L.L. No. 7-2003; 10-16-2012 by L.L. No. 3-2012; 6-14-2022 by L.L. No. 6-2022]

4.7.2 Barbed wire *fences*. Electrically charged *fences*, barbed wire *fences* and other *fences* constructed of sharp materials are not permitted within residence districts or along public *streets*. No barbed wire or similar *fence* or any *fence* in which barbed wire or similar wire is used shall be erected, maintained or used except in nonresidence districts, and subject to approval of the Zoning Board of Appeals in accordance with the following conditions and after a public hearing:

- 4.7.2.1 The *fence* on which barbed wire is to be used is six feet or higher;
- 4.7.2.2 The construction of the barbed wire and *fence* meets the specifications of the Zoning Board of Appeals;
- 4.7.2.3 The use of barbed wire will not prevent the reasonable and orderly use of adjacent properties;
- 4.7.2.4 The use of barbed wire will not prevent the reasonable and orderly use of permitted or legally established uses in the district wherein the property is located or in adjacent districts;
- 4.7.2.5 The use of barbed wire will cause no undue endangerment of the health, safety and welfare of the populous of the Town;
- 4.7.2.6 In a nonresidence district, the use of barbed wire atop a six-foot high or higher chain link *fence* surrounding open storage areas (i.e., car *lot*, industrial supply, equipment, etc.) will inhibit unauthorized access into such areas; and
- 4.7.2.7 Wherever barbed wire is installed, a *sign* must be posted cautioning the public about said barbed wire.

4.8. Provisions Governing Exterior Lighting. [Added 4-25-2006 by L.L. No. 5-2006]

4.8.1 Exterior lighting. Exterior lighting located in any zoning district shall be directed away from neighboring properties and from adjoining *streets* and public areas, and shall

otherwise be designed so that it will not interfere with the reasonable use and enjoyment of any such neighboring property, *street* or public area.

4.9. Provisions Governing *Gross Floor Area*. [Amended 2-13-2007 by L.L. No. 4-2007; 12-16-2008 by L.L. No. 15-2008; 8-9-2011 by L.L. No. 2-2011]

The maximum permitted *gross floor area* on any residential *lot* in the Town of Oyster Bay shall not exceed the amounts set forth herein.

4.9.1 Oyster Bay Hamlet Residence Design District Overlay. Irrespective of the zoning district in which it is located, the maximum permitted *gross floor area* on any residential *lot* in the Oyster Bay Hamlet Residence Design District shall not exceed the amounts as set forth in the following table:

<i>Lot Area</i>	Maximum Permitted <i>Gross Floor Area</i>
Less than 6,000 square feet	40% of <i>lot area</i>
6,000 to 6,999 square feet	2,400 square feet plus 30% of <i>lot area</i> in excess of 6,000 square feet
7,000 to 9,999 square feet	2,700 square feet plus 20% of <i>lot area</i> in excess of 7,000 square feet
10,000 to 19,999 square feet	3,300 square feet plus 14% of <i>lot area</i> in excess of 10,000 square feet
20,000 square feet to 0.999 acre	4,700 square feet plus 9% of <i>lot area</i> in excess of 20,000 square feet
1.0 to 1.999 acres	6,820 square feet plus 5% of <i>lot area</i> in excess of 1.0 acre
2.0 to 4.999 acres	9,000 square feet plus 4% of <i>lot area</i> in excess of 2.0 acres
5.0 acres or more	14,225 square feet plus 3% of <i>lot area</i> in excess of 5.0 acres

4.9.2 1I-10/OHG One-Family Residence. The maximum permitted *gross floor area* on any residential *lot* in the R1-10/OHG One-Family Residence District shall not exceed the amounts as set forth in the following table:

<i>Lot Area</i>	Maximum Permitted <i>Gross Floor Area</i>
Less than 7,000 square feet	39% of <i>lot area</i>
7,000 to 9,999 square feet	2,750 square feet plus 15% of <i>lot area</i> in excess of 7,000 square feet
10,000 to 19,999 square feet	3,200 square feet plus 12% of <i>lot area</i> in excess of 10,000 square feet
20,000 square feet to 0.999 acre	4,400 square feet plus 9% of <i>lot area</i> in excess of 20,000 square feet

Lot Area	Maximum Permitted Gross Floor Area
1.0 to 1.999 acres	6,520 square feet plus 5% of <i>lot area</i> in excess of 1.0 acre
2.0 acres or more	8,700 square feet plus 4% of <i>lot area</i> in excess of 2.0 acres

4.9.3 All other areas, irrespective of the zoning district in which it is located, the maximum permitted *gross floor area* on any one-family residential *lot* in any area of the Town situated outside the Oyster Bay Hamlet Residence Design District, the R1-10/OHG One-Family Residence District and the HD-III Hicksville Downtown Residential Subdistrict shall not exceed the amounts as set forth in the following table: [Amended 2-23-2021 by L.L. No. 1-2021]

Lot Area	Maximum Permitted Gross Floor Area
Less than 6,000 square feet	45% of <i>lot area</i>
6,000 to 6,999 square feet	2,900 square feet plus 30% of <i>lot area</i> in excess of 6,000 square feet
7,000 to 9,999 square feet	3,200 square feet plus 15% of <i>lot area</i> in excess of 7,000 square feet
10,000 to 19,999 square feet	3,650 square feet plus 12% of <i>lot area</i> in excess of 10,000 square feet
20,000 square feet to 0.999 acre	4,850 square feet plus 9% of <i>lot area</i> in excess of 20,000 square feet
1.0 to 1.999 acres	7,000 square feet plus 6% of <i>lot area</i> in excess of 1.0 acre
2.0 acres or more	9,600 square feet plus 3% of <i>lot area</i> in excess of 2.0 acres

4.10. Provisions Governing Slopes. [Added 6-24-2008 by L.L. No. 8-2008]

4.10.1 Legislative intent. The Town Board hereby finds that it is necessary to preserve, protect and conserve Oyster Bay's *steep slope* areas for a variety of physical, ecological, aesthetic, recreational and economic reasons related to promoting and protecting the public health, safety and general welfare of present and future residents of the Town of Oyster Bay and surrounding areas. Specifically, the Town Board finds that:

4.10.1.1 The *disturbance* of *steep slope* areas tends to cause erosion and sedimentation at rates in excess of those experienced under more level topographic conditions. Erosion and sedimentation often includes the loss of topsoil (a valuable natural resource) and can result in the *disturbance* of natural habitats, the degradation of water quality, the alteration of drainage patterns, the gulling of land, the obstruction of drainage structures and the intensification of flooding.

4.10.1.2 The inadequately or uncontrolled *disturbance* of *steep slopes* can also lead to their failure and the mass movement of earth which creates concerns for the safety of

persons, wildlife, vegetation and man-made structures.

4.10.1.3 The existing vegetation on *steep slope* areas helps to contribute to the attractive visual character of the Town since these areas are normally more highly visible from neighboring properties, roadways and other public spaces than are more level lands.

The avoidance of development on *steep slopes* or, where this is not practical, the careful regulation of such development, can mitigate or eliminate such potential adverse environmental impacts to the maximum extent practicable.

4.10.2 Regulations. The regulations established in this section shall apply to any proposed *disturbance of steep slopes*, as defined in § 246-2 hereof.

4.10.2.1 Regulated activities. Within any *steep slope* area, no *disturbance* of the land or any vegetation thereon, other than an activity permitted by right as set forth below, shall be permitted without a permit from the Town of Oyster Bay Department of Planning and Development issued pursuant to the standards, procedures and requirements of this chapter. Notwithstanding the foregoing, if a site plan or special use permit approval is required in connection with the proposed slope *disturbance*, the slope permit shall be incorporated within such action and shall be subject to approval by the approval authority therefor.

4.10.2.2 Activities permitted by right. Within any *steep slope* area, the following activities are permitted by right:

4.10.2.2.1 Normal ground maintenance, including mowing, trimming and pruning of vegetation, planting and replanting, and removal of dead or diseased vegetation, provided that such activity does not involve any regrading or other *disturbance* of the land, and further provided that any such activity conforms with all other applicable ordinances, laws and regulations, including obtaining a tree permit, as required by Chapter 225 of the Town Code, if required.

4.10.2.2.2 The customary, ongoing maintenance and repair of existing *buildings*, driveways, walkways, walls, utilities or other similar *structures*.

4.10.2.2.3 *Disturbance* required under emergency conditions where such *disturbance* is necessary to protect *persons* or property from present or imminent danger, as determined by the Town of Oyster Bay Department of Planning and Development.

4.10.2.3 Standards, procedures and requirements.

4.10.2.3.1 Approval authority. The approval authority for all *steep slope disturbance* permits shall be the Town of Oyster Bay Department of Planning and Development, except that, where the proposed *steep slope disturbance* is a part of an application for site plan or special use permit approval, the approval authority for the *steep slope disturbance* permit shall be the approval authority for such other action.

4.10.2.3.2 Application. All applications for *steep slope disturbance* permits shall include the following information, unless waived by the approval authority:

4.10.2.3.2.1 The name, address, signature and telephone number of the property owner and *applicant*, if different. If the *applicant* is not the property owner, a signed statement by the owner authorizing the application shall be provided.

4.10.2.3.2.2 The *street* address and Tax Map designation of the subject property.

4.10.2.3.2.3 A boundary survey of the property prepared by a licensed professional engineer or land surveyor.

4.10.2.3.2.4 A statement that both the property owner and the *applicant*, if different, will indemnify and hold harmless the Town of Oyster Bay and its representatives against any damage or injury to any *person* or property in connection with the processing and issuance of the requested permit.

4.10.2.3.2.5 A written statement describing the proposed work, the purpose therefor, and why such work cannot be done on a portion of the property which would not impact, or would impact to a lesser extent, the *steep slope* area(s) sought to be protected by these regulations.

4.10.2.3.2.6 A site plan, drawn at an appropriate scale and prepared and sealed by a professional engineer, landscape architect, architect, surveyor or other properly qualified *person*, showing the following information, as appropriate, unless waived by the approval authority:

- (a) Property lines plus existing and proposed *structures*, onsite sewage disposal systems, wells, drainage infrastructure and other site improvements.
- (b) The specific location of the proposed area of *disturbance* and the specifications and quantities of all material proposed to be added to or removed from the site, as well as the procedures and timing to be used to undertake such work.
- (c) Existing and proposed contours at a maximum vertical interval of two feet.
- (d) The location of all existing *steep slope* areas within the above referenced area.
- (e) The delineation of all soil types on the property, as per the Nassau County Soil Survey.
- (f) The proposed location and type of all surface materials and/or other surface treatments to be used.
- (g) The details of any proposed surface or subsurface drainage system to be installed, including any special measures designed to provide for proper surface and/or subsurface drainage, both during the performance of the work and after its completion.
- (h) A *stormwater pollution prevention plan* (SWPPP) prepared in accordance with all applicable requirements of the New York State

Standards and Specifications for Erosion and Sediment Control and the New York State Stormwater Management Design Manual (New York State Department of Environmental Conservation, most current versions or their successors). [Amended 9-29-2009 by L.L. No. 9-2009]

4.10.2.3.2.7 If the approval authority determines that the extent or nature of the proposed *steep slope disturbance* will be extensive, or that blasting may be involved, it may require such other additional information, including reports prepared by properly qualified professionals, as it deems necessary and appropriate. This required additional information may include, among other things, cross-sections of all proposed disturbed areas, a cut and fill analysis, a blasting plan and/or other such technical studies or information.

4.10.2.4 Professional review fees. The approval authority, in reviewing any application pursuant to this section, may refer such application to any independent professional as said authority may determine to be appropriate to advise it with respect to such application. The *applicant* shall be responsible for reimbursing the cost of such professional review by establishing an escrow account in advance of consideration of the application and/or in advance of the retention of the outside professional by the approval authority. The payment of such fees shall be in addition to any and all other fees required by the Town of Oyster Bay or the County of Nassau.

4.10.2.5 Decision. In arriving at its decision, the approval authority shall be guided by at least the following considerations:

4.10.2.5.1 The potential environmental impact of the proposed action.

4.10.2.5.2 Alternatives to the proposed action which would eliminate the need for the requested permit or would reduce the potential impact of it.

4.10.2.5.3 The nature and extent of any mitigation proposed by the *applicant*.

4.10.2.5.4 Other mitigation which would serve to reduce potential adverse environmental impacts, including a reduction or change in the nature or scale of the proposed action.

4.10.2.6 Start of work. No work of any kind, including site clearing and preparation, shall be undertaken on the subject property prior to the issuance of the required permit and the installation of all erosion and *sediment controls* required in connection therewith.

4.10.2.7 Term. Any permit issued pursuant to this section shall be valid for a period of not to exceed one year from the date of approval, unless otherwise specified by the approval authority. Any such permit shall expire upon completion of the work specified therein.

4.10.2.8 Inspection. The property upon which the activity is approved shall be open to inspection by the Department of Planning and Development, or its duly authorized representatives, at any reasonable time and on any day of the week or weekend. The *applicant* shall notify the Department of Planning and Development at least five working days prior to the start of work for which the *steep slope disturbance* permit has been issued. The *applicant*, by having made application for such permit, shall be

deemed to have granted its consent for inspection. A notice of violation or *stop-work order* shall be issued if it is found that the *applicant* has not complied with any of the conditions or limitations as set forth in the permit or has exceeded the scope of the approved activity.

4.10.2.9 Certification. Within 30 days of the date of completion of all work for which a permit pursuant to this section has been issued, a certification shall be submitted by a properly qualified professional attesting that all work has been properly completed in accordance with said permit and with any requirements issued pursuant thereto.

4.10.2.10 Continued conformance required. Continued conformance with all requirements as shown on the approved plan shall be deemed to be a condition for the continuation of the certificate of occupancy for the subject property. Any violation of a condition of approval shall be subject to the same penalties as a zoning violation. In addition, the Department of Planning and Development shall not issue any other permit or certificate related to any property for which a notice of violation of these regulations has been served until said violation shall have been resolved to the satisfaction of the approval authority, or to the court, as appropriate.

4.11. Provisions Governing *Roof Pitch*. [Added 6-24-2008 by L.L. No. 8-2008]

4.11.1 Sloped roofs. No *building* permit shall be issued for a new *one-* or *two-family dwelling*, or for any expansion of an existing *one-* or *two-family dwelling* which involves the construction of a new roof, unless the *roof pitch* is no less than 6:12.

4.11.2 Flat roofs. Notwithstanding the foregoing, *building* permits may continue to be issued for the construction or expansion of flat-roof *dwellings* in the R1-20 or larger minimum *lot* size residence districts if located on a *lot* which complies with all dimensional requirements of the district in which it is located.

4.12. Tree Planting Requirements. [Added 7-14-2009 by L.L. No. 8-2009]

4.12.1 *Street* trees. As a condition pursuant to the issuance of a *building* permit for the construction or reconstruction of any *one-* or *two-family dwelling*, but not including additions or renovations to an existing *dwelling*, the *applicant* shall agree to plant, prior to the issuance of the certificate of occupancy, at least one *street* tree for each 35 feet, or major portion thereof (50% or more), of *street frontage* of the *lot* for which the *building* permit is sought. Each such tree shall have a diameter at breast height (DBH) of not less than four inches at the time of planting and shall be of a species as listed in § 225-6D of the Trees Ordinance, Chapter 225 of the Code of the Town of Oyster Bay, Nassau County, New York. The location and species of each such *street* tree shall be subject to the approval of the Superintendent of the Highway Division, Town of Oyster Bay Department of Public Works, or his/her designee.

4.12.2 Shade trees. In addition to the foregoing, and also as a condition pursuant to the issuance of a *building* permit for the construction or reconstruction of any *one-* or *two-family dwelling*, but not including additions or renovations to an existing *dwelling*, the *applicant* shall agree to plant, prior to the issuance of the certificate of occupancy, at least one new shade tree for each 5,000 square feet, or major portion thereof (50% or more), of *lot area*. Each such tree(s) shall have a diameter at breast height (DBH) of not less than three inches at the time of planting, shall be of a species as listed in § 225-6D or E of the Trees

Ordinance, Chapter 225 of the Code of the Town of Oyster Bay, Nassau County, New York, and shall be in a location as approved by the Commissioner of the Town of Oyster Bay Department of Parks, or his/her designee.

4.12.3 Protection of existing healthy trees. The tree planting requirements as set forth above shall be waived by the Commissioner of the Department of Planning and Development, or his/her designee, where, based upon input received from the Highway Division of the Department of Public Works and the Department of Parks, it is determined that existing healthy *street* trees and/or shade trees on the subject *lot* already meet or exceed the above stated requirements. In such a situation, the existing trees shall be properly pruned and adequately protected by the *applicant* during the construction process, to the satisfaction of the Department of Planning and Development, so that they are in a healthy, undamaged condition at the time of the issuance of the certificate of occupancy for the new or reconstructed *dwelling*.⁹⁶

96. Editor's Note: Former Subsection 4.13, Stormwater Management and Erosion and Sediment Control, added 10-16-2012 by L.L. No. 3-2012, was repealed 6-26-2018 by L.L. No. 6-2018.

§ 246-5.
DISTRICT REGULATIONS

5.1. Purposes. [Amended 1-20-2004 by L.L. No. 2-2004; 9-21-2004 by L.L. No. 11-2004; 9-21-2004 by L.L. No. 12-2004; 8-9-2011 by L.L. No. 2-2011; 2-23-2021 by L.L. No. 1-2021]

In addition to the general purposes of this chapter as set forth in § 246-1, the following specific purposes are set forth for the establishment of residence, nonresidence and Hicksville Downtown Districts:

5.1.1 Residence districts:

- 5.1.1.1 To promote and encourage a suitable environment for *family* life where safe *streets*, wide yards and quiet neighborhoods are of paramount importance.
- 5.1.1.2 To achieve a balanced array of housing types, sizes and densities meeting the needs of households of varying ages and income levels, consistent with the character of existing neighborhoods, the need for protection of the natural environment, and the provision of adequate *open space*, sunlight and air.
- 5.1.1.3 To avoid, insofar as possible, commercial and through traffic in residential neighborhoods.
- 5.1.1.4 For the R1-10/OHG One-Family Residence District: to preserve the historical development character of the community, particularly with respect to the pattern of individual *lots* having relatively large yard areas in comparison to the size of the respective houses, as measured in terms of *lot coverage* and *gross floor area*, in relation to what is permitted in the R1-10 One-Family Residence District.

5.1.2 Nonresidence districts:

- 5.1.2.1 For the REC Recreation District — to help assure the preservation and continuation of existing recreational/*open space* uses so as to protect the quality and quantity of groundwater *recharge*, preserve *open space* and scenic beauty, reduce flooding, meet important recreational and *open space* needs of present and future Town residents and minimize potential adverse environmental impacts, including groundwater impacts, which might be associated with the redevelopment of such recreational/*open space* properties for more intensive use.
- 5.1.2.2 For the RO Residence-Office District — to allow limited *office* use with minimal community impact on residential sites located adjacent to commercial areas.
- 5.1.2.3 For the OB Office Building District — to provide a low density, campus-style *office* environment intended to encourage the development of modern *office buildings* in attractive landscaped settings.
- 5.1.2.4 For the NB Neighborhood Business District — to provide the opportunity for the development and maintenance of local-oriented retail and service business uses, as well as multifamily residence uses, in or adjacent to the Town's hamlet centers.
- 5.1.2.5 (Reserved)
- 5.1.2.6 For the GB General Business District — to provide the opportunity for the attractive

development of retail, *office* and service business uses with adequate automobile access and off-street parking and loading facilities in appropriate locations along major commercial arteries.

5.1.2.7 For the ORD Office, Research and Development District — to promote a well-planned, low impact combination of light manufacturing, research and development, and *office* uses, with related business services, in locations which have an established industrial character but are proximate to established residential areas.

5.1.2.8 For the LI Light Industry District — to provide the opportunity and encouragement for the development of manufacturing, assembly, warehousing, research and development, *office* and other compatible types of job-creating commercial activities in established industrial areas in accordance with modern development standards.

5.1.2.9 For the Waterfront-A District — to promote a mix of recreational and water-dependent marine commercial land uses that are consistent with the physical, cultural, socioeconomic, and environmental features of the Town of Oyster Bay's coastal waterfront and which serve to enhance the accessibility, enjoyment, and utility of these vital areas.

5.1.2.10 For the Waterfront-B District — to promote a mix of recreational and *water enhanced* marine commercial, neighborhood business, and recreational land uses that are consistent with the physical, cultural, socioeconomic, and environmental features of the Town of Oyster Bay's coastal waterfront and which serve to enhance the accessibility, enjoyment, and utility of these vital areas.

5.1.3 Overlay districts:

5.1.3.1 For the APO Aquifer Protection Overlay District — to establish special standards and procedures regulating the use and development of land within the Oyster Bay Special Groundwater Protection Area, as designated by the Nassau County Public Health Ordinance (Article X) and by the New York State Environmental Conservation Law (Article 55), with the intent of protecting both the quality and quantity of groundwater, and which regulations are to be in addition to all other requirements and limitations of the underlying zoning district.

5.1.4 For the Hicksville Downtown Subdistricts — To establish development rules and procedures for three subdistricts to establish Downtown Hicksville as a vibrant community where people will want to live, work, shop, dine, and enjoy leisure time in a walkable transit-oriented mixed-use area in the vicinity of the Hicksville Train Station.

5.2. Schedule of Use Regulations.⁹⁷

The accompanying Schedule of Use Regulations lists the permitted uses of land, *buildings* and *structures* and indicates in which districts, and subject to what manner of approval, each is permitted. Any use not specifically listed shall be deemed to be prohibited, unless the Town Board determines by the grant of a special permit that such use is of the same general character as other permitted uses in the district and that such use will not be detrimental to the district. All uses are subject to the requirements and conditions set forth in the noted sections (§). Any *accessory building* or use determined by the Department of Planning and Development to be

⁹⁷. Editor's Note: The Schedule of Use Regulations is included at the end of § 246-5.

customarily accessory or incidental to a permitted *principal use* shall be a permitted *accessory use* in the district in which it is located.

5.3. Schedule of Dimensional Regulations.⁹⁸ [Amended 2-23-2021 by L.L. No. 1-2021]

The accompanying Schedule of Dimensional Regulations sets forth the minimum and maximum dimensional requirements to be met in each zoning district. For the Hicksville Downtown Subdistricts see Section 5.9.

5.4. Additional Regulations.

5.4.1 Conservation subdivisions.

5.4.1.1 Purpose and policy. The Town Board of the Town of Oyster Bay hereby finds that preservation and protection of groundwater and surface water resources, natural landforms, existing vegetation and wildlife habitats will benefit the general health, safety and welfare of present and future residents. Clustering of residential development in a conservation subdivision is a proven means of accomplishing this goal. Pursuant to § 1610 of the County Government Law of Nassau County, the Town Board and the Nassau County Planning Commission must work together to establish residential conservation subdivisions.

5.4.1.2 Applicability. All residential subdivision applications for parcels having an area of five acres or more shall be considered for possible conservation subdivision.

5.4.1.3 Subdivision application. The *developer* shall present to the Nassau County Planning Commission a conceptual drawing outlining the requested residential subdivision as well as an accurate survey depicting acreage, topography, vegetation, surface water, improvements and any other natural or man-made characteristics on the property. The *developer* shall also present a sketch conventional subdivision layout plan conforming to the standards of the zoning district in which the property is located and also conforming to all other normally applicable requirements. The purpose of such a conventional plan shall be to determine the maximum permitted density (*lot yield*) for the property. A site inspection may be conducted to determine whether any of the following natural resources exist

- Slopes exceeding 15%.
- Areas with severe soil erosion potential, as defined by the Nassau County Soil Survey.
- Lands within deepwater *recharge* areas and/or the Oyster Bay Special Groundwater Protection Area, as defined by the County Department of Health.
- Flood hazard areas, as defined by the National Flood Insurance Program.
- Shallow depth to groundwater, less than 20 feet.
- Tidal and freshwater *wetlands*, including but not limited to those *wetlands* identified and classified by the New York State Department of Environmental Conservation.

98. Editor's Note: The Schedule of Dimensional Regulations is included at the end of § 246-5.

- Land within the Coastal Zone, as defined by the New York State Department of State.
- Mature woodlands.
- Habitat for rare, unique, threatened, endangered or protected species of plants and animals, as defined by the New York State Natural Heritage Program or federal or state law.
- Local topographic phenomena, such as kettleholes, kames and high points.
- Scenic views, corridors and *open space*.
- Land adjacent to federal, state or county lands, state parkways, state and county highways, railroads and Town parks.
- Officially designated local, state or federal historic landmarks.
- Any other characteristics which the Town Board and the County Planning Commission find a conservation subdivision would serve to protect.

5.4.1.4 Conceptual meeting. Within 30 days of receipt of a conceptual or informal subdivision application, the Nassau County Planning Commission shall call for a meeting between representatives of the Town Board, the *applicant* and the County Planning Commission. At this time, the *applicant's* subdivision proposal and the characteristics of the subject parcel shall be reviewed with respect to the desirability of use of the conservation subdivision technique. The Town Board and the County Planning Commission may require the *applicant* to design a conservation subdivision. The *applicant* should be prepared to discuss types of housing units to be constructed, methods of preserving *open space*, density and efficient means of providing utilities and services to future residences. Any directives issued shall be presented to the *applicant* within 30 days of the conceptual meeting.

5.4.1.5 Submission of revised proposal. The *applicant* may then present the County Planning Commission with a proposal in accordance with the directives and recommendations resulting from the conceptual meeting. Within 30 days of the submission of a revised conceptual layout, representatives of the Town Board and the Commission shall meet and determine whether the *applicant* shall be authorized to proceed with a preliminary subdivision. The *applicant* may or may not be required to attend this meeting. This authorization to proceed does not in any way constitute any approval, but will direct the *applicant* as to whether to submit a plan for a conservation subdivision.

5.4.1.6 Preliminary subdivision application.

5.4.1.6.1 The *applicant* shall submit simultaneously to the Town and the County the necessary fees and drawings for a Town Board public hearing and for County Planning Commission subdivision approval. These drawings shall be in accordance with Town Board regulations for a public hearing, § 1610 of the County Government Law of Nassau County and the Subdivision Regulations of Nassau County. A listing of all proposed modifications from the requirements of this chapter and a draft agreement to preserve and maintain the *open spaces* shall also be submitted to the Town and the county.

5.4.1.6.2 Preliminary *stormwater pollution prevention plan*: A preliminary

stormwater pollution prevention plan (SWPPP) shall be required for preliminary subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards set forth in § 246-4.13. [Amended 10-16-2012 by L.L. No. 3-2012]

5.4.1.7 Town Board public hearing. Upon submission of a preliminary subdivision application, the *applicant* shall request that a public hearing before the Town Board be held to consider Town Board approval of the use of a conservation subdivision. The Town Board shall establish the density of the parcel, the height and type of *structures*, the *front, rear* and *side yard* requirements, *lot width*, percentage of *lot coverage*, off-street parking and any other requirements it deems appropriate, including agreements on *open space* preservation and maintenance. The Town Board conservation plan approval shall be valid for one year. The Town Board may, by resolution, grant an extension of time where, in its sole discretion, there appear to be extenuating circumstances warranting said extension.

5.4.1.8 County Planning Commission approval. After approval of the use of a conservation subdivision by the Town Board, the *applicant* shall proceed with the preliminary and final subdivision review processes before the Nassau County Planning Commission in accordance with § 1610 of the County Government Law of Nassau County and the Subdivision Regulations of Nassau County.

5.4.1.9 Additional filing requirements.

5.4.1.9.1 The *applicant* shall file zoning modifications and agreements with the Town and County Clerks. Deeds for lands dedicated to the Town or county shall be filed simultaneously with the County Clerk. Two duplicate tracings and two copies of all agreements shall be filed with the Nassau County Planning Commission, or as otherwise required. The filed plat shall contain the signature of the Town Supervisor attesting to the modifications.

5.4.1.9.2 Final *stormwater pollution prevention plan*: A final *stormwater pollution prevention plan* (SWPPP), consistent with the terms of the preliminary plan approval, shall be required for final subdivision plat approval. The SWPPP shall meet the performance and design criteria and standards set forth in § 246-4.13 and the approved final subdivision plat shall be consistent with said design criteria and standards. [Amended 10-16-2012 by L.L. No. 3-2012]

5.4.1.10 Conditions.

5.4.1.10.1 The permitted number of *building lots* or *dwelling units* in a conservation subdivision shall not exceed the maximum number of *lots* permitted had the land been subdivided into buildable *lots* conforming to the minimum *lot* size and density requirements set forth in this chapter for the district in which said land is situated and shall conform to all other applicable requirements not modified by the conservation subdivision application. A buildable *lot* is that which may be developed without legal, geological or topographic hindrances preventing construction in a safe and sound manner. The number of *lots* will be determined by the Town Board based upon a subdivision layout prepared by the *applicant* in accordance with the property's zoning and all other applicable requirements.

5.4.1.10.2 The Town Board may require that the *dwelling units* be constructed as

detached, semi-detached or attached *structures*.

5.4.1.10.3 In the event that the application of this procedure results in a plat or plats showing lands available for park, recreation, *open space* or other municipal purposes directly related to the plat or plats, then the Town Board, as a condition of plat approval, may establish such conditions on the ownership, use and maintenance of such lands as it deems necessary to assure the permanent preservation of such lands for their intended purposes.

5.4.2 Additional regulations for RMF, RNG, RPH and RSC Districts. [Amended 11-9-2004 by L.L. No. 16-2004]

5.4.2.1 Units per *building*. In RMF, RPH and RSC Residence Districts, there shall be a maximum of eight *dwelling units* per *building*, except that the site plan reviewing agency may approve an increase to a maximum of 16 *dwelling units* per *building* where said agency determines that such *structures* would result in increased *open space* preservation or other such benefit to the Town.

In RNG Residence Districts, there shall be a maximum of six *dwelling units* per *building* except that the site plan reviewing agency may approve an increase to a maximum of eight *dwelling units* per *building* where said agency determines that such larger *structures* would result in increased *open space* preservation, improved site design or other such benefit to the Town.

5.4.2.2 Distance between *buildings*.

5.4.2.2.1 In RMF Residence Districts, the distance between any two main *buildings* shall equal at least the average height of such *buildings* at the points where they are nearest to one another. In any event, the distance between any two main *buildings* or any main *building* and any *accessory building* or between two detached *accessory buildings* on the same *lot* shall be not less than 25 feet. Any other provision notwithstanding, a minimum distance of 50 feet shall be maintained between the center of any legal window, other than a legal bathroom or *kitchen* window, and any wall of the same or of another *building* on the same *lot*, the plane of which is parallel to or which intersects the plane of the wall in which said window is located at an angle of less than 90°, such distance being measured in horizontal projection at the sill level of said window.

5.4.2.2.2 In RNG, RPH and RSC Residence Districts, the distance between any two main *buildings* shall equal at least the average height of such *buildings* at the points where they are nearest to one another. In any event, the distance between any two main *buildings* or any main *building* and any *accessory building* or between two detached *accessory buildings* on the same *lot* shall not be less than 20 feet. Any other provision notwithstanding, the distance between any two *buildings* shall also comply with the following:

5.4.2.2.2.1 A minimum distance of 30 feet shall be maintained between the center of any legal window, other than a legal bathroom or *kitchen* window, and any wall of the same or of another *building* on the same *lot*, the plane of which is parallel to or which intersects the plane of the wall in which said window is located at an angle of less than 90°, such distance

being measured in horizontal projection at the sill level of said window.

5.4.2.2.2 A minimum distance of 40 feet shall be maintained between the center of any legal window, other than a legal bathroom or *kitchen* window, and any other window of the same or of another *building* on the same *lot*, the plane of which is parallel to or which intersects the plane of the wall in which said window is located at an angle of less than 90°, such distance being measured in horizontal projection at the sill level of said window.

5.4.2.3 *Habitable area.* In RMF Residence Districts, each *dwelling unit* shall have a minimum *habitable area* as follows:

Number of Habitable Rooms in Dwelling Unit	Habitable Area Required Per Dwelling Unit (square feet)
1	300
2	500
3	750
4 or more	750, plus 200 for each habitable room in excess of 4

In RNG Residence Districts, each *dwelling unit* shall have two bedrooms, a minimum *habitable area* of 1,200 square feet and a maximum *habitable area* of 1,500 square feet.

5.4.2.4 In RMF Residence Districts, no off-street parking spaces shall be located within the required *front yard*. In the RMF, RNG, RPM and RSC Residence Districts, there shall be a minimum distance of 10 feet between unenclosed off-street parking areas and residential *buildings*, which area shall consist of landscaping and/or walkways. Detached parking garages shall contain a minimum of three off-street parking spaces. At least one garage space shall be provided within each *townhouse dwelling unit*, and such garage space be set back at least 25 feet from the curbline.

5.4.2.5 Recreation areas, facilities and *open space*. In the RMF, RNO and RPM Residence Districts, a minimum area of 150 square feet of active recreation and child play areas shall be provided per residential *dwelling unit*. In the RNG, RPH and RSC Residence Districts, a minimum floor area of 10 square feet of usable indoor recreation area shall be provided per residential *dwelling unit*. In the RMF Districts, a minimum of 25% of the site. In an area(s) having a minimum width of 50 feet, shall be reserved for *open space* and recreational purposes. All recreational facilities shall be utilized only by on-site residents and their nonpaying guests.

5.4.2.6 In the RSC Residence District, all *dwelling units* shall be occupied only by *persons* who are 62 years of age or older, except that in the case of spouses and/or significant others, only one of the two occupants needs to be 62 years of age or older (hereinafter "qualified occupant"). Additional requirements for qualified occupants for these districts within the Town of Oyster Bay shall be outlined in a schedule, as approved

by the Town Board of the Town of Oyster Bay. [Amended 10-24-2006 by L.L. No. 11-2006]

5.4.2.7 In the RNG and RSC Residence Districts no *basement* or *cellar* shall be occupied as living or sleeping quarters. In the RMF and RPH Residence Districts a *basement* can only be occupied as living or sleeping quarters for management and/or custodial employees.

5.4.2.8 It is the purpose of the RNG District to provide first-time home buying opportunities with preference for residents and children of residents of the Town of Oyster Bay with the objective of encouraging such *persons* to remain in the Town and eventually transition into detached single-family homes as their household size and income level increases. Therefore, in the RNG Next Generation Residence District, the following regulations shall apply;

5.4.2.8.1 All next-generation housing units shall be owner occupied.

5.4.2.8.2 A *dwelling unit* owners' association shall be established for each next-generation housing development. The association shall be responsible for the ownership, maintenance, payment of taxes, liability and other expenses for all commonly owned facilities and land, and for all exterior portions of each individual *townhouse* and, where applicable, *townhouse lot*. Each individual *townhouse* owner shall be required to be a member of the association and shall be responsible for the payment of their proportionate share of all association expenses.

5.4.2.8.3 For the purpose of preventing overcrowding, occupancy of next-generation housing units by more than two *persons* per bedroom shall be prohibited.

5.4.2.8.4 The initial sales price of each next-generation housing unit, and the subsequent resale price of each such unit, shall not exceed three times the estimated median *annual household income* for a three-person household in the Town of Oyster Bay. Median *annual household income* by household size for the Town of Oyster Bay shall be estimated based upon the ratio of median *annual household income* for all households in the Town of Oyster Bay to the median *annual household income* for all households in Nassau County, multiplied by the median *annual household income* by household size for Nassau County, as reported annually by HUD. At the time of resale of next-generation housing units, the maximum permitted sales price shall be increased to include the actual cost of any permanent capital improvements which have been made to the *dwelling unit*.

5.4.2.8.5 The maximum permitted *annual household income* for purchasers of new or resale next-generation housing units shall not exceed 120% of the estimated median *annual household income* for a household of their size in the Town of Oyster Bay. If a contract with an income-eligible purchaser is not signed within a period of 120 days from the date that such a unit is first publicly offered for initial sale or for a period of 60 days from the date that such a unit is first publicly offered for resale, the seller shall no longer be obligated to sell to a purchaser within the household income limitations as set forth herein. However, all other requirements and/or preferences as set forth in this section shall remain applicable.

5.4.2.8.6 Notwithstanding the foregoing, the declaration and covenants on the deed to each *dwelling unit* shall be subject to and subordinate to any and all mortgages on the property held by a commercial bank, savings and loan association, credit union, savings bank, national bank, licensed funding company or licensed mortgage banker or the State of New York Mortgage Agency, its successors and assigns, and shall be extinguished by a sale at foreclosure by any of said lenders or a deed given to one of them in lieu of foreclosure.

5.4.2.8.7 The Town of Oyster Bay Department of Planning and Development shall be responsible for the administration of all next-generation housing zoning regulations, including making any necessary determinations or interpretations in connection therewith.

5.4.2.9 Next-generation housing in RMF Districts. In any RMF Zoning District, next-generation housing shall be permitted on a portion of a proposed development site, provided that such housing is built in accordance with the same standards, procedures and requirements as though such portion of the site is actually located within an RNG Residence District.

5.4.3 Additional regulations in the RO District.

5.4.3.1 *Frontage*. An application for change of zone to the RO District shall be considered only when the subject property has *frontage* on a *street* which has a minimum right-of-way width of 80 feet.

5.4.3.2 Number of employees. The maximum number of *persons* working in any *building* in an RO District at the same time shall be one *person* per 400 square feet of usable nonresidential floor space.

5.4.3.3 Entrance. A *corner lot* or *double frontage lot* shall have only one *front yard*, which shall face the primary entrance of the *building*. In an RO District, the location of the primary entrance shall be determined by the Department of Planning and Development, or duly authorized assistant, with consideration given to the size and location of pedestrian entrances to the *building*, the location of vehicular access and the *street* name listed in the postal address.

5.4.3.4 Accessory *apartment*. A maximum of one accessory *apartment* shall be permitted on a *lot* in an RO District. An outdoor living area for the use of the resident(s) of the accessory *apartment* shall be provided in the *rear yard*.

5.4.3.5 *Signs*. *Illuminated signs* shall be equipped with an automatic device that will shut off the light source no later than 10:00 p.m.

5.4.3.6 No outdoor display. There shall be no display of products visible from any *street* or neighboring property in a residence district.

5.4.3.7 Architectural style. Any *building*, *structure* or addition thereto shall be designed and constructed so that the property maintains the character of a *one-family dwelling*.

5.4.4 (Reserved)⁹⁹

99. Editor's Note: Former Subsection 5.4.4, Additional regulations in the CB District, was repealed 2-23-2021 by L.L. No. 1-2021.

5.4.5 Additional regulations in the OB District.

5.4.5.1 Accessory active recreational uses. Accessory active recreational facilities planned for the use of on-site employees and their visitors shall be located at least 100 feet from any *street* or *lot line* and 200 feet from any property located in a residence district or used primarily for residence purposes.

5.4.5.2 Off-street parking and loading. Off-street parking, loading and truck maneuvering areas shall be located at least 100 feet from any *street* or *lot line*. No loading areas shall be permitted along any *building* wall that faces a *street*.

5.4.6 Additional regulations in the Waterfront-A and Waterfront-B Districts. [Added 1-20-2004 by L.L. No. 2-2004]

5.4.6.1 Consistency with Town Code. The proposed use shall be in harmony with and promote the general purposes set forth under § 246-1 of the Code of the Town of Oyster Bay, New York.

5.4.6.2 Suitable *lot area*. The *lot area* of the subject parcel shall be sufficient and appropriate for the use and the reasonably anticipated expansion thereof.

5.4.6.3 Prevention of nuisance conditions. The proposed use shall not prevent the orderly and reasonable use of adjacent properties, particularly where adjoining parcels are located within different zoning districts.

5.4.6.4 Compatibility with adjoining uses and consistency with community character. The site shall be a suitable location for such a use, and if sited at that location, the proposed use will, in fact, be compatible with its surroundings and consistent with the character of the neighborhood and of the community in general, and particularly as it relates to its visibility, mass scale, and overall appearance.

5.4.6.5 Access, traffic flow, and transportation safety. Access facilities shall be adequate to accommodate the estimated traffic from public *streets* and sidewalks, so as to assure the public safety and to avoid traffic congestion.

5.4.6.6 Parking. Where appropriate, adequate provisions shall be implemented to ensure the availability of off-street truck parking and loading spaces, that the number of off-street parking spaces are at or above and beyond the requisite number of spaces, and that sufficient area is provided for internal circulation, as set forth by §§ 246-7 and 246-8 of the *Code of the Town of Oyster Bay, New York*.

5.4.6.7 Buffers and screening. Adequate buffers and screening shall be established to protect adjoining uses from the potentially detrimental impacts of the proposed use.

5.4.6.8 Disposal of wastes. Suitable measures shall be taken for the collection and disposal of *stormwater* runoff, sewage, refuse, and other liquid, solid, and gaseous waste, which the proposed use will generate.

5.4.6.9 Environmental protection. The natural features of the site shall be such that the proposed use may be established there without substantial *disturbance* or degradation of important environmental features, systems, or processes, and without significant adverse impact to both ground and surface waters.

5.4.6.10 Public health, safety, and welfare. The uses proposed shall not have an adverse effect, in terms of public health, safety, and welfare; nor, shall such uses significantly affect public utilities.

5.4.6.11 Site design. The uses, landscaping, lighting, and buffering areas proposed shall be consistent with the Town Site Design Standards set forth under § 246-7 with preference given toward native landscape species.

5.4.6.12 Community character. The project design provides for the protection or enhancement of significant natural, historical, or architectural features within the proposed development area.

5.4.6.13 Consistency with adopted plans. The use, layout, design, buffering, and environmental controls of the proposed project shall be consistent with the spirit and intent of the uncodified recommendations of the duly adopted *Final Recommendations of the Glenwood Landing Waterfront Redevelopment and Revitalization Plan; Summary of Recommendations to the Town Board (October 2002)*.

5.4.6.14 Scale of retail stores, personal service businesses, and *marine-retail business complexes*. The *gross floor area* of all retail stores, personal service businesses, and marine-retail business complexes on any *lot* within the Waterfront-B Zoning District shall not exceed 7,500 square feet.

5.4.6.15 Types and scale of *offices*. *Offices* proposed within the Waterfront-B Zoning District shall be *professional offices* (e.g., attorneys, dentists, doctors, real estate agents, architects, accountants, insurance salespersons, waterfront business owners, etc.) that are consistent with the character of a neighborhood business district, and which support the local community or are related to local *water-enhanced or water-dependent uses*. Total *office* space on a single *lot* shall not exceed a total *gross floor area* of 3,750 square feet or involve more than four separately operated *office* suites.

5.4.7 Additional regulations in the APO District. [Added 9-21-2004 by L.L. No. 12-2004]

5.4.7.1 Legislative intent. It is the legislative intent of the Town Board of the Town of Oyster Bay to promote the public health, safety and general welfare by protecting both the quality and quantity of groundwater *recharge* into the sole source aquifers which provide drinking water for all residents, businesses and other uses in the Town of Oyster Bay and in Nassau County, through the establishment of special regulatory standards and procedures designed to control land use and development within the Oyster Bay Special Groundwater Protection Area, as designated by the Nassau County Public Health Code (Article X) and by the New York State Environmental Conservation Law (Article 55). For the purpose of so doing, the Aquifer Protection Overlay District is hereby established with standards and regulations which are in addition to those provided by the underlying zoning district and to those provided by other applicable federal, state, county and Town laws, regulations and statutes.

5.4.7.2 Boundaries. The boundaries of the APO District shall be as shown on the seven maps on the following seven pages entitled "Aquifer Protection Overlay Districts, Town of Oyster Bay, N.Y.,"¹⁰⁰ and as delineated in either Article X of the Nassau

¹⁰⁰Editor's Note: Said maps are on file in the Town offices.

County Public Health Ordinance or in Article 55 of the New York State Environmental Conservation law, or in both.

5.4.7.3 Development standards.

5.4.7.3.1 Protection of *natural vegetation*. In furtherance of the purposes and legislative intent as set forth in this chapter, the following limits are hereby established for clearing, *grading* or other such *disturbance of natural vegetation*:

5.4.7.3.1.1 *Disturbance of natural vegetation*. No *disturbance of natural vegetation* shall be permitted on any *lot* in an APO District (other than on residential *lots* which were legally in use for one- or two-family-residence purposes as of the effective date of this amendment or for changes affecting less than (1,000 square feet), until such time as a *building* permit, site plan approval, special permit approval and/or final subdivision plat approval is issued. If none of the foregoing are required, no *disturbance of natural vegetation* shall be permitted until such time as a site *disturbance* plan is submitted to and approved by the Department of Planning and Development. Such site *disturbance* plan, as well as any application for site plan, special permit or subdivision approval, shall delineate the specific areas to be disturbed and shall include a statement specifying the purpose and need for such *disturbance*, e.g., to create a drainage reserve area (DRA) rather than a detention basin (sump). The goals of the site *disturbance* plan, or any other plan for which approval is required, shall include the minimum necessary *disturbance of natural vegetation* and the preservation of the contiguity of any remaining areas of *natural vegetation* to the maximum extent reasonably feasible. The decision of the Department of Planning and Development shall be based upon the standards as set forth in § 5.4.6.3.1.2 below. If revegetation is required, the Department of Planning and Development may require that the *applicant* post a performance bond in an amount equal to the estimated cost of restoring any disturbed areas to their natural state. The term of said performance bond shall be for a period of not less than one year and shall not be released until the Department of Planning and Development has determined that the *disturbance* and restoration has been completed in accordance with the approved site *disturbance* plan, or other approved plan.

5.4.7.3.1.2 One-Family Residence Districts. The maximum permitted *disturbance of natural vegetation* on a residential *lot* which has an area of 10,000 square feet or greater in a One-Family Residence District and was not legally in use for one- or two-family-residence purposes as of the effective date of this amendment shall be as follows:

Lot Area	Maximum Permitted Disturbance of Natural Vegetation
10,000 to 19,999 square feet	10,000 square feet plus 40% of <i>lot area</i> in excess of 10,000 square feet
20,000 to 43,559 square feet	14,000 square feet plus 35% of <i>lot area</i> in excess of 20,000 square feet
1 to 2 acres (43,560 to 87,120 square feet)	22,250 square feet plus 30% of <i>lot area</i> in excess of 1 acre
2 to 5 acres (87,120 to 217,800 square feet)	35,300 square feet plus 25% of <i>lot area</i> in excess of 2 acres
Over 5 acres (over 217,800 square feet)	68,000 square feet plus 20% of <i>lot area</i> in excess of 5 acres

5.4.7.3.1.3 Multifamily and nonresidence uses. The maximum permitted *disturbance of natural vegetation* for any multifamily or nonresidence use on a one acre or larger *lot* shall be 30,000 square feet plus 60% of *lot area* in excess of one acre. On a *lot* which is less than one acre in area, the maximum permitted *disturbance of natural vegetation* shall be 30,000 square feet. In either case, *disturbance of natural vegetation* shall be minimized by the approving agency to the maximum extent practicable.

5.4.7.3.2 *Lot coverage*. In furtherance of the purposes and legislative intent as set forth in this chapter, the following limits are hereby established for *lot* (impervious surface) *coverage*, except that, in conjunction with the reuse or redevelopment of any existing developed *lot* that has impervious surface coverage in excess of the maximum permitted limits as set forth below, such limits shall not apply but the amount of *lot coverage* shall nevertheless be minimized to the maximum extent practicable:

5.4.7.3.2.1 One-Family Residence Districts. The maximum permitted *lot coverage* for a residential use on a *lot* which has an area of 10,000 square feet or greater in a One-Family Residence District and was not legally in use for one- or two-family residence purposes as of the effective date of this amendment, shall be as follows:

Lot Area	Maximum Permitted Lot Coverage
10,000 to 19,999 square feet	4,000 square feet plus 20% of <i>lot area</i> in excess of 10,000 square feet
20,000 to 43,559 square feet	6,000 square feet plus 12% of <i>lot area</i> in excess of 20,000 square feet
1 to 2 acres (43,560 to 87,120 square feet)	8,830 square feet plus 10% of <i>lot area</i> in excess of 1 acre
2 to 5 acres (87,120 to 217,800 square feet)	13,180 square feet plus 8% of <i>lot area</i> in excess of 2 acres

Lot Area	Maximum Permitted Lot Coverage
Over 5 acres (over 217,800 square feet) acres	23,600 square feet plus 6% of <i>lot area</i> in excess of 5

5.4.7.3.2.2 Multifamily and nonresidence uses. The maximum permitted *lot coverage* for any multifamily or nonresidence use on a one acre or larger *lot* shall be 22,000 square feet plus 45% of *lot area* in excess of one acre. On a *lot* which is less than one acre in area, maximum permitted *lot coverage* shall be 22,000 square feet. In either case, *lot coverage* shall be minimized by the approving agency to the maximum extent practicable.

5.4.7.3.3 *Hazardous materials*. The disposal, storage, creation, manufacturing or treatment of any *hazardous material* is prohibited, except for the storage of such material in sealed containers for retail sale or for normal household use and fuel oil in sound storage vessels for on-site heating purposes. If any expansion is proposed of an existing nonresidential use which manufactures, generates, stores, discharges, uses or is involved in the transport of any *hazardous materials* either on, to or from a site in the APO District, a groundwater protection plan shall be prepared and submitted for Department of Planning and Development approval. Said plan shall provide a description of both the existing and proposed amount and composition of all such *hazardous materials* and shall include proposed implementation measures designed to mitigate, to the maximum extent feasible, any reasonable possibility that the groundwater supply may be degraded or contaminated in any way as a result of the approval and operation of the proposed new or expanded use.

5.4.7.3.4 Nassau County Department of Health approval. All proposed new residential subdivisions and new nonresidential developments within an APO District shall obtain approval from the Nassau County Department of Health demonstrating compliance with Article X "Groundwater Protection Regulation of Sewage and Industrial Wastewater" of the Nassau County Public Health Ordinance. Wherever public sewerage systems are available, to the extent practical, both multifamily and nonresidential uses within the APO District shall be connected to them.

5.4.7.3.5 Revegetation or new planting. Any proposed revegetation or other new planting on multifamily and nonresidential *lots* shall be of such type as will minimize the need for the application of fertilizers, pesticides and herbicides, and shall require minimal water usage through application of the principles of *xeriscaping*.

5.4.7.3.6 *Best management practices*. *Best management practices* (BMPs) shall be implemented for all new single-family subdivisions and in connection with the development and operation of multifamily and nonresidential uses in the APO District for the purpose of protecting groundwater and quantity. Said BMPs shall be consistent with generally accepted standards and, in addition to the requirements specified elsewhere in this chapter governing impervious surface coverage, clearing of *natural vegetation*, and the mitigation of potential impacts posed by hazardous substances in the APO District, may include, but not necessarily be limited to, the following:

- Irrigation systems shall be designed to minimize water consumption. Wherever practicable, rain gauges and/or drip irrigation should be used to achieve this objective.
- Where feasible, irrigation systems shall utilize recycled water, such as *stormwater* collected into detention ponds.
- To the extent practicable, permeable surfaces shall be used instead of impervious pavement.
- To the extent practicable, landscape plantings shall consist of water-efficient and drought-tolerant native or other vegetative species that are adapted to minimal irrigation and are resistant to diseases and pest infestations.
- Areas of turf shall be minimized.
- Planting designs shall group plants according to their water requirements for efficient irrigation.
- Where appropriate, existing soil *structure* shall be improved by addition of amendments that increase the water-holding capacity of the soil.
- An appropriate maintenance schedule shall be established for pruning, fertilizing, pest control and weeding to maintain the water efficiency of landscape plantings.
- In general, and where appropriate, the use of drainage reserve areas (DRA's) is preferred to the use of Detention Basins (sumps).
- *Integrated pest management* techniques shall be utilized to the degree practicable, including proper monitoring and soil testing, in order to determine the optimal timing for fertilizer and pesticide application. Site-specific conditions should dictate when these substances are used, rather than a routine application schedule which does not account for actual need.
- Slow-release fertilizers shall be used whenever practicable.
- Animal waste shall be collected and properly disposed of in a manner that minimizes the potential for groundwater contamination.
- On-site mulching and composting including "don't bag it" practices for the management of grass clippings, shall be used in order to reduce the need for fertilizer application.
- *Solid waste* collection and storage facilities shall be properly sealed to prevent leakage to the pound and shall be covered to prevent the infiltration of rainfall into the waste material.
- To the extent practicable, traction aids and other suitable practices shall be implemented in order to minimize the use of chemical de-icing materials.
- Storm drains shall be stenciled, or otherwise appropriately marked, to warn about the impacts associated with improper dumping of *hazardous materials*.

- Runoff shall receive suitable pretreatment prior to discharge to *infiltration structures*.
- Clean roof runoff shall be piped directly into the ground, rather than being allowed to flow overland in a manner that would mobilize contaminants on the land surface prior to the *recharge* of this runoff.
- For projects that include the creation of man-made water bodies, suitable measures shall be implemented to control waterfowl populations.

5.4.7.4 Application requirements. In addition to the applicable requirements for the submission of site plan and/or special use permit applications in accordance with §§ 246-6 and 246-9 of this chapter, site plan and/or special use permit applications within the APO District shall also include a plan delineating all existing and proposed *buildings, structures, paved areas and other impervious surfaces, all areas of existing and proposed vegetation, all areas of proposed disturbance to existing natural vegetation, all areas where pesticides, herbicides, fertilizers or other such chemicals may be applied and all proposed best management practices*. The same shall also be required for subdivision applications.

5.4.7.4.1 Each subdivision, site plan and/or special use permit application shall also include a *stormwater management* plan and any other additional information or plans as may be required by the approving agency in order to ensure that the project mitigates, to the maximum extent reasonably feasible, any possible degradation or contamination of the groundwater supply as a result of *stormwater* runoff. Said *stormwater management* plan shall demonstrate that appropriate BMPs have been incorporated into the project design, and at a minimum shall include:

5.4.7.4.1.1 Suitable maps and associated construction plans and details showing existing site features and proposed alterations, highlighting the location and type of proposed *stormwater management* systems; and

5.4.7.4.1.2 A written statement explaining the natural and proposed drainage systems, a detailed description of projected runoff quantity and quality, and an explanation as to why certain BMPs were chosen for pollution control.

5.4.7.4.2 The *stormwater management* plan shall include provisions for the long-term maintenance of approved management measures, and shall address the degree to which the proposed measures comply with the following general standards:

5.4.7.4.2.1 To the maximum extent practicable, the site design shall incorporate natural drainage patterns and vegetation in order to maintain or improve predevelopment *stormwater* patterns and water quality.

5.4.7.4.2.2 To the maximum extent practicable, the generation of pollutants shall be avoided or limited, by means of appropriate source control measures (e.g., controlled usage of fertilizers, pesticides, roadway salts, etc.).

5.4.7.4.2.3 To the maximum extent practicable, runoff velocities and volumes shall be moderated in order to reduce the likelihood of pollutant transport, by means of measures such as directing flow over grassed water quality

swales or other vegetated areas, storing runoff in constructed ponds or *wetlands*, and installing sand filters, organic filters and/or similar systems capable of removing nitrogen from *stormwater*.

5.4.7.4.2.4 Site runoff shall not be discharged directly to rivers, streams, or other surface water bodies, *wetlands* or vernal pools.

5.4.7.4.2.5 In addition, new *infiltration structures* installed for *stormwater management* shall be separated:

- [1] At least four feet vertically from the seasonal high water table;
- [2] At least 100 feet horizontally from any water supply well; and
- [3] At least 25 feet horizontally down-gradient from any subsurface sewage disposal system.

5.4.7.5 Conservation (cluster) development. The Town Board of the Town of Oyster Bay, pursuant to the authority granted to it by § 278 of the Town Law of the State of New York, and in furtherance of the purposes and legislative intent as set forth in this chapter, may permit or require *applicants* for subdivision approval in the Towns One-Family Residence Districts, to apply for conservation (cluster) development subdivision approval, except that in the case of properties which are 20 acres or larger and located in an APO District, conservation development shall be mandatory. In addition to the goal of increasing the amount of *open space* and *natural vegetation* to be preserved, any such conservation development plan shall also seek to maximize the contiguity of such preserved areas as well as the quantity and quality of groundwater *recharge*. The Town Board in each case may specify the minimum permissible *lot area* for *one-family dwellings*, the types of *dwellings* to be permitted, and any other special standards as it may determine appropriate, taking into consideration the size, location and nature of the property involved, as well as the purposes of this Chapter. The procedure for so doing shall be as set forth in § 5.4.1 of this chapter.

5.4.7.6 Nonconforming uses. Any legally existing use made nonconforming by this Section may be continued subject to the provisions of § 246-4.2 of this chapter.

5.4.7.7 Conflicting standards. If the provisions of any other federal, state, county or Town statute, law, rule or regulation imposes stricter standards to protect groundwater within an APO District, the more restrictive provisions shall prevail.

5.5. Individual standards and requirements for certain uses.

5.5.1 Accessory outdoor sales and display. The outdoor sale or display of merchandise, excluding perishable items such as fruit, vegetables, plants or flowers, shall require a permit from the Department of Planning and Development. Such use shall only be permitted if it is incidental to the permitted *principal use* and only on a temporary basis for special sale events, not to exceed two weeks in any six-month period. The display of any merchandise, perishable or otherwise, shall not be placed in any required parking or loading spaces, sidewalks or fire lanes, or be located in any required yards, and shall not exceed 15% of the indoor store floor area.

5.5.2 *Agriculture.* No storage of manure or odor or dust-producing substances shall be permitted within 100 feet of any *side* or *rear lot line* or within 150 feet of any *street*.

5.5.3 *Animal hospitals.* Outdoor runs, pens or other facilities used for the boarding of animals shall be set back at least 200 feet from any property in a residence district. The hospital shall be designed and operated in such a manner as to produce no objectionable noise, odors or other nuisances beyond the boundaries of the site on which it is located. Waste materials shall be stored and disposed of in accordance with all applicable federal, state, county and Town laws. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.4 *Antennas.*

5.5.4.1 Purpose. In the interest of public health, safety and aesthetics, the Town Board has determined that it is necessary to provide reasonable regulations for the installation and maintenance of *antennas*.

5.5.4.2 Permit required. All antennas and wireless telecommunications facilities shall require a permit and any other approvals as required by Chapter 242, unless such antenna or wireless telecommunications facility is excluded as provided by § 242-4. [Amended 9-12-2017 by L.L. No. 6-2017]

5.5.4.3 (Reserved)¹⁰¹

5.5.4.4 Standards and requirements.

5.5.4.4.1 Freestanding *antennas* shall not be located in any minimum required side or *rear yard*.

5.5.4.4.2 Freestanding *antennas* shall not be located in any yard along a *street* line and shall conform with all setback requirements for *accessory buildings* as identified in § 246-5.3, Schedule of Dimensional Regulations,¹⁰² but in no case shall any portion of an *antenna* be located less than 10 feet from any property line.

5.5.4.4.3 Not more than one freestanding *antenna* shall be permitted on any *lot* located in a residence district.

5.5.4.4.4 Every *antenna* must be adequately grounded for protection against a lightning strike.

5.5.4.4.5 Freestanding *antennas* shall be provided with fencing and/or evergreen plantings to screen the visibility of the *antenna* to the satisfaction of the Department of Planning and Development, while not interfering with operational requirements.

5.5.4.4.6 The design and location of *antennas* shall minimize visual impact on neighboring properties and *streets*.

5.5.4.4.7 The operation of any *antenna* shall not interfere with the radio, television, telephone reception or similar signals serving nearby properties and shall include appropriate anti-climbing measures.

101. Editor's Note: Former Subsection 5.5.4.3, Application, was repealed 9-12-2017 by L.L. No. 6-2017.

102. Editor's Note: The Schedule of Dimensional Regulations is included as an attachment to this chapter..

5.5.4.4.8 Freestanding amateur radio *antennas* used for noncommercial purposes shall be permitted to be constructed to a height of not more than 35 feet above grade. Such an amateur radio *antenna* may exceed 35 feet in height above grade, provided it is retractable and does not exceed 75 feet in height above grade when fully extended nor 35 feet in height above grade when fully retracted ("nested"). Such a retractable shall only be extended above 35 feet in height when actually being used for communications as part of amateur radio services.

5.5.4.4.9 All other freestanding *antennas* shall be permitted to be constructed to a height of not more than 18 feet above grade.

5.5.5 (Reserved)¹⁰³

5.5.6 *Bars*. No more than two *amusement devices* used in connection with and customarily incidental to a *bar* or tavern is permitted. In those districts where a *bar* is permitted as an *accessory use*, it shall only be permitted as an *accessory use* with *country clubs* and *private membership clubs*. Such *accessory bars* shall be limited to functions involving only members having all of the membership rights and privileges of the club. [Amended 9-21-2004 by L.L. No. 11-2004]

5.5.7 *Catering services*. In those districts where catering services are permitted as *accessory uses*, such uses shall only be permitted with *country clubs*, *private membership clubs* and places of worship. Accessory catering services shall be limited to functions involving only members having all of the membership rights and privileges of the club or place of worship.

5.5.8 Colleges, universities or *private schools*.

5.5.8.1 The minimum required *lot area* for a college or university shall be 75 acres, and the minimum continuous *street frontage* shall be 400 feet.

5.5.8.2 The maximum total *building coverage* shall be 10%.

5.5.8.3 No *buildings*, parking or loading areas shall be located within 150 feet of any *lot line*.

5.5.8.4 No *structure* shall be erected in excess of three stories or 45 feet in height.

5.5.8.5 *Private schools*, including full curriculum religious schools, shall comply with New York State public school site size and layout requirements. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.9 Wireless telecommunications facilities. [Amended 9-12-2017 by L.L. No. 6-2017]

5.5.9.1 All antennas and wireless telecommunications facilities shall require a permit and any other approvals as required by Chapter 242, unless such antenna or wireless telecommunications facility is excluded as provided by § 242-4.

5.5.10 *Country clubs*. The minimum *lot area* shall be 50 acres. No *building*, parking or loading area shall be located within 50 feet of any *street* or *lot line*. The maximum *building coverage* shall be 2% of the *lot area*. [Amended 9-21-2004 by L.L. No. 11-2004]

¹⁰³.Editor's Note: Former § 246-5.5.5, Apartments over stores or offices, as amended, was repealed 7-14-2020 by L.L. No. 4-2020 and 1-24-2023 by L.L. No. 1-2023.

5.5.11 *Day care*, play care, nursery school and similar facilities.

5.5.11.1 *Day-care facilities* shall conform to the NYS Office of Children & Facility Services licensing requirements.

5.5.11.2 Any *day care*, play care, nursery school or similar facility with a capacity of more than 12 patrons, attendees or students in a residence district shall be permitted only on a *lot* with *frontage* on a *street* that has a minimum right-of-way width of at least 80 feet and with a minimum area equal to at least the minimum required *lot* size for a single-family *dwelling* in that district for each 12 *persons*' capacity, or portion thereof. For example, a proposed facility with a capacity of between 37 and 48 *persons* in an R1-10 District must have a *lot area* of not less than 40,000 square feet.

5.5.11.3 Required outdoor play areas for children shall be fenced on all sides, and landscaping or other screening shall be provided to the satisfaction of the Department of Planning and Development. Play areas shall not be located within any required yard setbacks.

5.5.11.4 A drop-off/pick-up plan shall be provided for each such facility. If the driver is to remain in the vehicle when picking up or dropping off the attendee, a separate drop-off/pick-up area shall be provided directly in front of the main entrance to the facility. Such area shall provide sufficient queuing space for at least one vehicle for each 12 *persons* capacity, or portion thereof, expected to attend the facility during the peak period of attendance, or as otherwise required by the Department of Planning and Development in order to provide for safe pick-up and drop-off. If the driver will be exiting the vehicle to bring the attendee into the facility, or to pick up the attendee, specific parking spaces shall be designated and reserved for such use. Such spaces shall be located in proximity to the main entrance to the facility, shall each be a minimum of 10 feet in width, shall be limited to a maximum of 10 minutes use, shall be appropriately signed, and shall be provided in sufficient quantity so that at least one such space will be available for each 12 *persons* capacity, or portion thereof, expected to attend the facility during the peak period of attendance, or as otherwise required by the Department of Planning and Development. [Amended 4-25-2006 by L.L. No. 5-2006]

5.5.12 Domestic employees' residences.

5.5.12.1 Accessory living quarters for domestic employees may be located either in a *one-family dwelling* or in an *accessory building*.

5.5.12.2 Accessory living quarters for domestic employees shall be limited in size to a maximum of 1/4 of the *habitable area* of the *one-family dwelling* or 750 square feet of *habitable area*, whichever is less.

5.5.12.3 Any *accessory building* containing living quarters for domestic employees shall comply with the minimum setback requirements for *principal buildings* in the district in which it is located.

5.5.13 Drive-through services. All accessory drive-through services, excluding those for *fast-food restaurants*, shall be subject to site plan review by the Department of Planning and Development. Drive-through services for *fast-food restaurants* shall require special permit approval from the Town Board. Drive-through services shall provide per lane on-site

queueing spaces as follows:

<i>Fast-food restaurant</i>	6 spaces
Car wash	10 spaces
All others	5 spaces

5.5.14 Home businesses and home offices. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.14.1 Purpose. The Town Board recognizes that *home businesses* and *home offices* may provide benefits to the Town and to its residents through the opportunity to work at home for two-working-parent households, single-parent households and the handicapped, the reduction of peak-hour traffic on the roadway system and the added protection afforded by increased daytime population in residential neighborhoods. The Town Board also recognizes that unrestricted use of *dwellings* for nonresidence uses may create the potential for detrimental impacts on the primarily residential purposes and character of the residence districts, including increases in traffic, noise, odor, light, *solid waste*, utility services and other similar types of impacts. In order to prevent the potentially detrimental impacts of *home businesses* and *home offices*, the Town Board hereby enacts the following regulations.

5.5.14.2 *Home office*. The operation of a *home office* shall be permitted as-of-right so long as such use complies with all of the following standards and limitations:

5.5.14.2.1 All activity is conducted solely by a resident of the *dwelling* and no nonresident employees are involved.

5.5.14.2.2 All activity is conducted fully within the *dwelling*.

5.5.14.2.3 The maximum area in use as a *home office* is 300 square feet or 15% of the *gross floor area* of the *dwelling unit*, whichever is less.

5.5.14.2.4 The *home office* involves no business-related visits by patients, students, clients or others.

5.5.14.2.5 The *home office* does not involve merchandising, storage of materials or equipment or the exchanging of commodities by sale to *persons* who come to the premises or by shipment to or from the premises.

5.5.14.2.6 There is no *sign* or any other external evidence of the *home office*.

5.5.14.2.7 The use is strictly limited to typical *home office* functions only and there is no equipment other than light *office* equipment such as a typewriter, computer, fax machine, copier or postage meter.

5.5.14.2.8 There is no production of materials, other than written or computer-generated materials of a type and quantity typically associated with a residential hobby; and in no case shall there be any manufacturing, assembly or food preparation.

5.5.14.2.9 The *home office* does not generate significant demand for pick-ups and/or deliveries nor generate additional *solid waste* or sanitary sewage beyond that which would typically be expected from a *dwelling* without a *home office*.

5.5.14.3 *Home business.* Operation of a *home business* shall require special permit approval from the Zoning Board of Appeals and shall be approved only if the *applicant* demonstrates compliance with all of the following standards:

5.5.14.3.1 The *home business* shall be operated by a *person* residing on the premises who is a properly certified physician; psychologist; physical, occupational or speech therapist; chiropractor; dentist; licensed social worker; engineer; architect; lawyer; accountant; teacher; or who is conducting a similar type of professional activity.

5.5.14.3.2 No more than one nonresident employee shall be allowed.

5.5.14.3.3 All activity shall be conducted fully within the *dwelling*. Additionally, there shall be no display of the *home business* visible outside of the *dwelling* other than permitted signage and there shall be no outside storage of materials or equipment associated with the *home business*.

5.5.14.3.4 The maximum area in use as a *home business* shall not exceed 500 square feet or 30% of the *gross floor area* of the *dwelling unit*, whichever is less.

5.5.14.3.5 The maximum number of visits by patients, students, clients or other visitors shall be two per hour.

5.5.14.3.6 At least two additional off-street parking spaces shall be provided in addition to those required for the residence use. The off-street parking shall be buffered from neighboring properties and *streets* with *fences* and/or landscaping.

5.5.14.3.7 The *home business* shall not involve merchandising, storage of materials or equipment or the exchanging of commodities by sale to *persons* who come to the premises or by shipment to or from the premises.

5.5.14.3.8 A maximum of one *sign* not more than two square feet in area shall be permitted.

5.5.14.3.9 The creation of the *home business* shall not interfere with maintaining the character of the *dwelling* as a residence. The exterior of the *dwelling* shall not be modified to accommodate the *home business* in a manner that is inconsistent with the residential character of the neighborhood.

5.5.14.3.10 No production of materials other than written materials, computer-generated materials or a type and quantity of materials that might typically be created as part of a residential hobby shall be permitted; in no case shall any manufacturing, assembly or food preparation be permitted.

5.5.14.3.11 The nature and intensity of the *home business* shall not create hazardous or detrimental conditions or generate any objectionable noise, odors, fumes, lighting, glare or other adverse impacts.

5.5.15 Keeping of domestic animals. A maximum of six customary household pets above the age of six months shall be permitted per single-family residence and two per other permitted type of *dwelling unit*.

5.5.16 Keeping of farm animals. No *building, structure* or premises shall be erected, altered or used in any residence district for the housing, feeding or harboring of pigeons, fowl, swine, goats, horses, rabbits, foxes, mink and bees, except when authorized by special use permit from the Board of Appeals. No *accessory building or structure* or part thereof used for the housing of such farm animals shall be located less than 50 feet from any *lot line*. [Amended 6-15-2021 by L.L. No. 6-2021]

5.5.17 Motor vehicle fuel sales and service, motor vehicle repair, auto body, tow car operations, car washing establishments, and *public garages*.

5.5.17.1 All repairs and or servicing shall be performed indoors.

5.5.17.2 In addition to the buffer and landscaping requirements of the site design standards¹⁰⁴ of this chapter, a buffer screening area of not less than 10 feet in width shall be provided along all abutting *streets*. Said buffer shall consist of planting of such type, height, spacing and arrangement as, in the judgment of the reviewing agency, will provide an attractive appearance from neighboring *streets*.

5.5.17.3 All fuel, oil or similar substances shall be stored at least 35 feet from any *street* or *lot line* unless stored in underground tanks. Underground tanks shall be buried at least three feet from any *street* or *lot line*, and the top of said tank shall be at least two feet below the surface of the ground. Tanks buried adjacent to *buildings* having *basements* shall be set back at least 10 feet from the foundations of those *buildings*. All such uses and setbacks shall comply with applicable rules and regulations of governmental agencies and the National Fire Protection Association Standards.

5.5.17.4 No automobile parts, dismantled vehicles or similar items shall be stored in the open.

5.5.17.5 Between the hours of 8:00 a.m. and 6:00 p.m., all motor vehicle fuel sales establishments shall provide at least one clearly identified full-service location for handicapped drivers.

5.5.17.6 Hours of operation. The reviewing authority may restrict hours of operation of motor vehicle fuel sales and service establishments because of proximity to residential areas. In any event, only those establishments with *frontage* on the following *streets* may operate between the hours of 10:30 p.m. and 6:30 a.m.:

- Glen Cove Road.
- Hempstead Turnpike.
- Hicksville Road (between South Oyster Bay Road and Central Avenue).
- Jericho Turnpike.
- Merrick Road.
- Newbridge Road (south of Old Country Road).
- North Broadway (between Jericho Turnpike and West John Street).
- North Hempstead Turnpike (west of Cedar Swamp Road).

¹⁰⁴Editor's Note: See § 246-7.

- Old Country Road (west of Manetto Hill Road).
- South Oyster Bay Road (between Woodbury Road and Stewart Avenue).
- Sunrise Highway.

5.5.17.7 Gasoline filling stations providing an air compressor for inflating tires to do so without charge. All gasoline filling stations which provide an air compressor capable of inflating automobile tires for the use of motorists shall do so at no charge to the user thereof.

5.5.18 *Parent-child residences.* It is the specific purpose and intent of the Town Board to provide the opportunity for the development of small *dwelling units* designed to meet the special housing needs of a member of the immediate *family* of a resident/owner. It is understood that a member of the immediate *family* of a resident/owner shall be deemed to be a resident/owner's spouse, child, mother, father, brother, sister, grandparents, step-parents, step-child, mother-in-law, father-in-law, brother-in-law, sister-in-law, daughter-in-law, son-in-law, grandchild, aunt (limited to a sister, natural-born or adopted, of the resident/owner's father or mother) or uncle (limited to a brother, natural-born or adopted, of the resident/owner's father or mother), living in the Town of Oyster Bay. It is also the Town Board's intent to allow the more efficient use of the Town's existing housing stock, to protect property values and to maintain the one-family character of R-1 Residence Districts. **[Amended 10-16-2012 by L.L. No. 3-2012; 6-26-2018 by L.L. No. 6-2018]**

5.5.18.1 The owner of the property upon which the *parent-child residence* is located shall occupy either the principal or accessory *dwelling unit* on the premises as the owner's primary residence.

5.5.18.2 A maximum of one *parent-child residence* shall be permitted on any *lot*.

5.5.18.3 The accessory residence shall be subordinate in area to the principal unit and shall contain a maximum of two bedrooms.

5.5.18.4 The *principal use* on the *lot* shall be a *one-family dwelling*.

5.5.18.5 A *lot* which contains a *home office* or *home business* shall not also contain a *parent-child residence*. **[Amended 6-26-2018 by L.L. No. 6-2018]**

5.5.18.6 The *principal building* on the *lot* must continue to maintain the outward appearance of a *one-family dwelling*. Both units shall share a common *building entranceway*, doorbell, mailbox and electric meter.

5.5.18.7 A minimum of three off-street parking spaces shall be provided on the site to serve both units.

5.5.18.8 In making its determination, the reviewing agency shall give consideration to the character of the area, including the exterior appearance, the number of *parent-child residences* in the neighborhood in relation to *one-family dwellings* and traffic and parking conditions.

5.5.18.9 Approval of the Nassau County Department of Health shall be obtained prior to or as a condition of the issuance of the special use permit, unless the *dwelling* is connected to public sewerage.

5.5.19 Places of worship. The minimum *lot area* shall be one acre. Temporary *structures*, such as tents which are accessory to places of worship, shall be permitted to extend into required yards, provided that such placement of temporary *structures* is limited to two weeks' duration during any calendar year. Customary *accessory uses* associated with a place of worship shall include a carnival, subject to the approval by the Department of Planning and Development and provided such carnival is limited to two weeks' duration during any calendar year. Full-curriculum religious schools shall be subject to the same requirements as *private schools*. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.20 *Private garages, carports and storage sheds.* [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.20.1 Detached *private garages and storage sheds* on certain *lots*. On any *corner lot* in an R1-6, R1-7, R1-10, R1-10/OHG, NB, or GB District, a detached garage may be erected on the innermost corner but not nearer to any *street line* than the projection of the building line of the main *dwelling*, and must meet accessory *side* and *rear yard* setbacks for the district in which it is located. [Amended 8-9-2011 by L.L. No. 2-2011; 2-23-2021 by L.L. No. 1-2021]

5.5.20.2 Attached garages or carport. On any *lot* with a *lot width* of not greater than 65 feet, an attached garage may be erected with a total *side yard* of not less than 12 feet. Neither *side yard* shall be less than four feet.

5.5.20.3 Conversion of garages to habitable space. In any Residence District or NB or GB Business District, an existing attached garage not erected pursuant to a variance from the Zoning Board of Appeals which has a *side yard* of not less than four feet, may be converted to habitable space three years subsequent to issuance of a certificate of occupancy for garage, provided the required amount of off-street parking is provided on the site. [Amended 2-23-2021 by L.L. No. 1-2021]

5.5.20.4 Small *storage sheds*. On any *lot* in an R1-6, R1-7, R1-10, R1-10/OHG, HD-III, NB, or GB District, a *storage shed* of 100 square feet or less may be erected in the *rear yard* but must be set back at least three feet from any *lot line* and must not be closer to any *street* than the setback of the principal *dwelling*. [Amended 8-9-2011 by L.L. No. 2-2011; 2-23-2021 by L.L. No. 1-2021]

5.5.21 *Private membership clubs.* Where a *private membership club* is adjacent to any residence district, the minimum required setbacks shall be twice that otherwise required in the district in which the property is located.

5.5.22 *Public markets.*

5.5.22.1 The minimum *lot size* used for the operation of a *public market* shall be no less than 20 acres.

5.5.22.2 No vending or selling of any produce, merchandise or other material shall be permitted outside of any *structure* or *building* used or intended to be used as a *public market* and under permit from the Department of Planning and Development and any other body having jurisdiction thereof.

5.5.22.3 No floodlighting or string of lights shall be permitted beyond the hours of 8:30 p.m. during the months of October through March and 10:00 p.m. during the months of April through September.

5.5.22.4 The use of a public address system for the purposes of vending any wares, merchandise or materials is prohibited.

5.5.23 *Rooming or boarding houses.*

5.5.23.1 The minimum *lot area* shall be 12,000 square feet.

5.5.23.2 The minimum *habitable area* shall be 2,000 square feet.

5.5.23.3 The maximum *building coverage* shall be 25%.

5.5.23.4 At least one of the occupants shall reside on the premises and shall be the agent for the rental or lease of the rooms.

5.5.23.5 There shall be at least one annual inspection of each *rooming and boarding house* in the Town by duly authorized inspectors of the Department of Planning and Development.

5.5.24 Storage of vehicles. The parking or storage of vehicles on property in residence districts shall be restricted, as follows: **[Amended 7-22-2003 by L.L. No. 7-2003; 1-18-2005 by L.L. No. 1-2005]**

5.5.24.1 *Commercial vehicles.* A maximum of one *commercial vehicle*, as defined herein, may be parked on any premises in addition to *commercial vehicles* parked during the act of loading or off-loading merchandise or during the act of performance of a commercial service or duty undertaken by the operator of such vehicle in connection with said premises. The permitted *commercial vehicle* must be used by a resident of the premises, must have a current registration, must have a maximum of two axles and must not exceed 20 feet in length and eight feet in height, nor be designed to refrigerate, cook or sell food or to carry a cargo of flammable or other *hazardous materials*. Any vehicle not conforming to the above requirements shall be removed within 60 days of the effective date of this local law. **[Amended 10-16-2012 by L.L. No. 3-2012]**

5.5.24.2 Unregistered vehicles. It shall be unlawful for any *person* to store or park more than one unregistered motor vehicle on a property in a residence district at any time. Such vehicle shall be stored or parked either in a garage or on a paved surface which complies with the locational requirements as set forth in § 8.2.6 of this chapter. A special permit may be issued by the Zoning Board of Appeals to park an additional unregistered vehicle(s), provided said vehicle(s) are parked within an approved garage. **[Amended 4-25-2006 by L.L. No. 5-2006]**

5.5.24.3 Agricultural use vehicles. A *commercial vehicle* used for agricultural or horticultural purposes on the same premises as its storage shall be exempt from this section, provided it is not stored or parked outside, within 100 feet of any property line.

5.5.25 Security barriers.

5.5.25.1 Purpose. In order to better facilitate fire and police protection, preserve property values and enhance both the safety and attractiveness of commercial areas, the Town Board has determined that it is necessary to provide reasonable regulations for the installation and maintenance of security barriers.

5.5.25.2 A security barrier shall include any device intended to limit or block access to individual doors or windows on a *building* facade, or to an entire *building* facade. This term shall include, but not be limited to, window bars, fixed metal grilles and side-mounted or overhead-mounted retractable metal security gates or grilles, regardless of whether such devices are solid or semi-transparent. It shall not include strengthened vision glass, child safety gates, non-glass transparent materials, electronic alarms or security cameras.

5.5.25.3 Exterior security barriers prohibited. No new security barrier shall be placed on the exterior of any portion of a *building* facade visible from a *street*.

5.5.25.4 Preexisting exterior security barriers. Any exterior security barrier existing prior to the adoption date of this chapter is permitted to remain until such time as a new certificate of occupancy is issued for the premises on which said barrier is located.

5.5.25.5 Interior security barriers. Security barriers placed on the interiors of *building* facades shall be permitted, provided that such bather be solid or impermeable in nature. Barriers shall be of a type commonly referred to as the "grate" or "lattice" type, with a minimum of 80% of the gate area being of see-through composition. Barriers shall be fully retracted and out of view while a business is in operation.

5.5.26 Swimming pools.

5.5.26.1 No property owner shall commence construction of any in-ground *swimming pool* or aboveground *swimming pool* with a capacity of over 5,000 gallons on any property before obtaining a permit from the Department of Planning and Development. Said permit application shall be accompanied by plans indicating the width, length and depth of such *swimming pool*. In addition, a survey of the property upon which the *swimming pool* is to be located shall be filed with the application, and said survey shall specifically indicate the location of the proposed *swimming pool*, including all related deck area, fencing, landscaping, lighting and mechanical equipment. The *applicant* may be required to furnish complete plans, data and specifications regarding the pool if necessary to enable the Department of Planning and Development to evaluate the *structure*.

5.5.26.2 No portion of any *swimming pool* permitted by this chapter shall be located closer than five feet to any *lot line* or the minimum *accessory building* setback, whichever is greater. On a *corner lot* or a *double frontage lot*, the *swimming pool* shall comply with the *front yard setback* along all *street frontages*. The Department of Planning and Development may increase the setback requirements for a pool installed to serve a multifamily or nonresidence use.

5.5.26.3 Spill-offs and drainage from any *swimming pool* shall be controlled in a method approved by the Department of Planning and Development. Spill-offs and drainage shall not be permitted to flow onto adjacent property or roadways. Pool water shall be directed to flow into a drainage system designed to prevent erosion and to properly dissipate pool chemicals.

5.5.26.4 *Fencing* and screening. Adequate *fencing* shall be provided to completely enclose the outer perimeter of any pool or the perimeter of the *yard* in which the pool is situated, in accordance with applicable law. A *building* may serve as part of the *fence* enclosure, provided that such *building* complies with state and Town *swimming pool*

enclosure regulations (including, but not necessarily limited to, self-closing, self-latching, lockable devices on any doors providing access to the pool enclosure). The *fencing* shall be located at least five feet from the pool edge, unless attached to any aboveground pool. *Fences* shall be constructed of metal, wood or other similar durable material, and shall contain no openings or projections which would be sufficient for climbing, as determined by the Department of Planning and Development. *Fences* shall be at least four feet but not more six feet above grade, shall be no more than one inch from the ground at the bottom at any location and shall be supported by posts that are no more than eight feet on center. All gates must be equipped with a self-closing, self-latching device located on the inside of the gate or door. Removable and/or hinged lockable ladders may be a sufficient substitute for fencing for aboveground circular pools only. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.26.5 Any lights illuminating *swimming pools* shall be directed so as to eliminate direct rays of light on neighboring *streets* and properties. The filter pump and electrical switch, and other mechanical equipment, shall be in a vented enclosure or screened with dense evergreen planting, and shall comply with required setbacks for *accessory buildings* or required pool setback, whichever is greater.

5.5.27 Tennis courts. No property owner shall commence construction of a tennis court on any property before obtaining a permit therefor from the Department of Planning and Development. Said permit application shall be accompanied by plans indicating the width, length and precise location of said tennis court on a survey of the property. The *applicant* may also be required to provide information regarding materials and maintenance. No portion of any tennis court, including the *fence* immediately surrounding the court, shall be located closer than 10 feet from any *lot line* or the minimum setback for an *accessory building*, whichever is greater. The Department of Planning and Development may require an increased setback for a tennis court serving a multifamily or nonresidence use. The Department may also require evergreen screening, as it deems appropriate for screening purposes. Any lights illuminating a tennis court shall be directed so as to eliminate direct rays of light on neighboring *streets* and properties. All *fencing* shall comply with the provision governing *fences* as set forth in this chapter.¹⁰⁵

5.5.28 *Two-family dwellings*. [Amended 7-22-2003 by L.L. No. 7-2003]

5.5.28.1 The minimum *lot area* for a *two-family dwelling* shall be 12,000 square feet.

5.5.28.2 The minimum *habitable area* of a *two-family dwelling*, not including garages, shall be 2,000 square feet.

5.5.28.3 At least one of the two *dwelling units* shall be owner-occupied.

5.5.28.4 A *two-family dwelling* shall only be permitted where it results from the conversion of a lawfully existing *one-family dwelling* which was constructed at least three years immediately prior to the filing of such application for a *two-family dwelling*; a certificate of occupancy for such *one-family dwelling* shall have been issued at least three years prior to the filing of such application for a *two-family dwelling*, unless such *one-family dwelling* was erected prior to May 4, 1943; and, no variances shall have been granted for the erection of the *one-family dwelling*.

¹⁰⁵Editor's Note: See § 246-4.7, Provisions Governing Fences and Walls.

5.5.29 Undertaking establishments. Sufficient driveway aisle width and length shall be provided on-site to permit the queuing of a minimum of eight vehicles forming a funeral procession. The *applicant* shall demonstrate that sufficient on-site loading area will be provided. An accessory *dwelling unit* for the manager or on-site custodian may be allowed.

5.5.30 *Discotheques, dance halls, cabarets and nightclubs.*

5.5.30.1 *Discotheques, dance halls, cabarets and nightclubs* in any LI Light Industry District shall not be permitted to be located within 500 feet of any *lot* on which is located a school, public park, place of worship, community center or other *discotheque, dance hall, cabaret or nightclub*, or within 1,000 feet of any residence district.

5.5.30.2 All *discotheques, dance halls, cabarets and nightclubs* shall be required to comply with all applicable laws, regulations and requirements of federal, state, county and Town agencies.

5.5.30.3 No *discotheque, dance hall, cabaret or nightclub* shall be permitted in any *building* used in whole or in part for residential purposes.

5.5.30.4 There shall be no outdoor display or advertising of any kind, other than signage as permitted in § 246-11 of this chapter.

5.5.31 *Accessory uses in office buildings.* For the purpose of minimizing traffic generation and maximizing convenience for *office* employees, the following uses shall be permitted as *accessory uses in office buildings*, subject to such uses being designed and operated for the exclusive use of employees within said *building: fitness center* and food service facilities. In addition, personal and business services, retail stores and banks shall be permitted, provided they do not occupy a total of more than 4% of the *gross floor area* of the *office building*. [Added 4-25-2006 by L.L. No. 5-2006]

5.5.32 *Collateral loan brokers.* *Collateral loan brokers* shall only be permitted to operate within the Town of Oyster Bay if such operation is conducted fully in accordance with Article 5 of the General Business Law of the State of New York, Chapter 94 of the Code of the Town of Oyster Bay and all other applicable requirements of law. [Added 3-31-2009 by L.L. No. 3-2009]

5.5.33 *Commercial Uses Abutting or Within one-hundred-foot radius of Residential Districts.* The hours of operation of any establishment located in a nonresidence district which either abuts a residence district or is located within a one-hundred-foot radius of any residence district, excluding places of worship, shall be limited to the hours of 6:00 a.m. to 11:00 p.m., and deliveries to said establishment and operation of property maintenance and any other potential sources of noise disturbance shall also be limited to those hours. Uses that are lawfully existing prior to the effective date of this section shall be allowed to continue to operate between the hours of 11:00 p.m. and 6:00 a.m. [Added 6-26-2018 by L.L. No. 6-2018]

5.5.34 Restrictions on sale of vaping and marijuana products, vape shops, hookah lounges, marijuana dispensaries and marijuana shops. [Added 3-30-2021 by L.L. No. 3-2021]

5.5.34.1 Legislative intent. The Town Board finds that it is in the best interest of the Town of Oyster Bay and its residents to restrict the sale of vaping products and marijuana

products and the location of *vape shops*, *hookah lounges*, *marijuana dispensaries*, and *marijuana shops* to particular areas. In addition, all establishments that sell vape products, e-cigarettes, hookahs and accessories, and *marijuana* and *marijuana* products will be required to display signage that explains the potential dangers in using such products.

5.5.34.2 Definitions. As used in this local law, unless the context clearly requires otherwise:

CBD — Cannabidiol, a naturally occurring compound found in the resinous flower of cannabis.

ELECTRONIC CIGARETTES — Also known as "e-cigarettes," "e-vaporizers," or "electronic nicotine delivery systems," are battery-operated devices that people use to inhale an aerosol, which typically contains nicotine, flavorings, and other chemicals.

HOOKAH LOUNGES AND VAPE LOUNGES — Any facility or location whose business operation includes the on-site indoor smoking of *electronic cigarettes*, vape pens, vapors, and pipes, as defined herein, e-liquids, or marijuana derivatives, including only *CBD*, as defined herein, or other substances, but not including *THC*, as defined herein. "Smoking" includes the inhalation of the smoke/e-liquid nicotine/vapors waterpipe tobacco and other substances encased in *electronic cigarettes*, vape pens, vapors, and pipes commonly known as "hookah," "waterpipe," "shisha" and "narghile" or any similar device.

HOOKAH PIPE — A single or multi-stemmed instrument used by one or more persons to smoke tobacco or other substance, which hookah pipe is also commonly referred to as a "hookah," "waterpipe," "shisha" or "narghile."

MARIJUANA — Same definition ascribed to "marijuana" in NY Public Health Law § 3302: all parts of the plant of the genus Cannabis, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. It does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seed of the plant, which seed is incapable of germination.

MARIJUANA DISPENSARY — A dispensary is a location (whether business or nonprofit) where patients or consumers can access prescribed *marijuana* (cannabis) in a legal and safe manner. Users get assistance from experts (bud tenders) who find an optimal dosage and recommend the delivery method to achieve optimal results when using medical cannabis.

MARIJUANA SHOP — Any establishment which offers for sale or consideration, for on-premises or off-premises consumption, if allowed by law, *marijuana* or *marijuana* derivatives, which contain *THC*, in any form, including cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquid, or any other product. This shall include recreational marijuana products, but shall exclude any nonprescription *marijuana* product or derivative that only contains *CBD* but not *THC*.

SUBSTANTIAL OR SIGNIFICANT PORTION —

(1) "Substantial or significant portion" shall be determined using the following

considerations:

- (a) Amount of floor area and *basement* space accessible to customers and allotted to the sale or consideration of cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type, generally, or as compared to the total floor area and *basement* space accessible to customers; and/or
 - (b) Amount of cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances stock-in-trade of any type accessible to customers, generally, or as compared to total stock accessible to customers; and/or
 - (c) Revenues derived from cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type, general, or compared to total revenues; and/or
 - (d) Advertising devoted to cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type, general, or compared to total advertising; and/or
 - (e) Use of the establishment for cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type, general, or compared to total use thereof; and/or
- (2) Notwithstanding the above considerations, the following shall be conclusive in determining substantial or significant portion:
- (a) Twenty-five percent or more of floor area and *basement* space accessible to customers allotted to cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type; and/or
 - (b) Twenty-five percent or more of its stock-in-trade in cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type; and/or
 - (c) Twenty-five percent or more of its gross income derived from cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type; and/or
 - (d) Twenty-five percent or more of its advertising devoted to cigarettes, *electronic cigarettes*, pipes, vape pens, vapors, e-liquids, other *marijuana* derivatives or like substances of any type.

THC — Tetrahydrocannabinol, is the main psychoactive compound in cannabis that produces the high sensation.

VAPE SHOP — Any establishment which offers for sale or consideration, *electronic cigarettes*, electronic pipes, vape pens, vapors, e-liquid, *marijuana* derivatives, including *CBD* or other substances, but not *THC*, as a *substantial or significant portion* of its business, merchandise and/or stock-in- trade.

5.5.34.3 Restrictions on location of *hookah lounges*, *vape lounges*, smoke shops, *vape*

shops, marijuana dispensaries and marijuana shops.

- (a) *Hookah lounges, vape lounges, smoke shop, vape shop, marijuana dispensary or marijuana shop* uses shall be allowable only in a Light Industry (LI) Zoning District subject to issuance of a special use permit by the Town of Oyster Bay Zoning Board of Appeals, and subject to the regulations set forth in this section. (See Section 246-5.2 schedule annexed.¹⁰⁶)
- (b) The *lot line* of any property whereupon exists a *hookah lounge, vape lounge, smoke shop, vape shop, marijuana dispensary or marijuana shop* shall not be located within a one-thousand-foot radius of the *lot line* of any lot zoned for residential use, any school, park, playground, library or church or other place of worship.

5.5.34.4 Posting of signs.

- (a) No person shall sell or continue to sell or distribute or continue to distribute *electronic cigarettes, vape pens, vapors, e-liquids, hookah pipes, marijuana or marijuana* products in the Town of Oyster Bay unless a *sign* is posted at the point of sale in a conspicuous place, that warns of the dangers of e-cigarettes, vape pens, vapors, e-liquids, *hookah pipes, marijuana or marijuana* products including, at a minimum, the following statement: WARNING: electronic cigarettes, vape pens, vapors, e-liquids, and marijuana contain nicotine. Nicotine is an addictive chemical.
- (b) Such *sign* shall be printed with letters at least one-half inch in height. *Signs* shall be protected from tampering, damage, removal or concealment.

5.6. Planned Unit Development (PUD) District.¹⁰⁷

5.6.1 Legislative intent. The Planned Unit Development District (PUD) is conceived and enacted to promote and protect the public health, safety, property values and general welfare of the Town of Oyster Bay. This legislation is also enacted for the following purposes, in addition to those goals stated above:

- 5.6.1.1 To provide the opportunity and flexibility for the coordinated development and/or redevelopment of large parcels of appropriately located, industrially zoned land to accommodate residential communities in the form of modern, well planned, compatibly designed and comprehensively planned units.
- 5.6.1.2 To encourage the creation of visually appealing developments of quality design that help to foster a sense of community.
- 5.6.1.3 To promote developments which include an integrated mix of diverse housing types and supporting *accessory uses* that are not found in typical suburban subdivisions.
- 5.6.1.4 To augment the economic development of the Town through an increase in assessed valuation by encouraging the conversion of inactive or underutilized industrial properties into productive residential communities that meet existing and/or future

106.Editor's Note: See Schedule of Use Regulations — Nonresidence Districts included as an attachment to this chapter.

107.Editor's Note: This section replaces existing L.L. No. 7-1999, adopted 12-14-1999.

housing needs.

5.6.1.5 To promote the preservation of commonly owned *open space* and recreational facilities for the benefit of all residents.

5.6.2 Interpretation and conflict with other provisions.

5.6.2.1 In applying the provisions of this section, the Town Board may make such interpretations as it determines to be consistent with the legislative intent of this section.

5.6.2.2 In the event of a conflict between the provisions of this section and other provisions of the Town Zoning Code, the provisions of this section shall govern.

5.6.3 Standards and requirements. All developments and site plans approved in this Planned Unit Development (PUD) District shall conform to the following standards and requirements:
[Amended 12-18-2012 by L.L. No. 4-2012]

5.6.3.1 Minimum area. The minimum site area for a PUD shall be at least 50 acres of contiguous land, not separated by any public *street*, and under common ownership at the time of application.

5.6.3.2 Location. A PUD site shall have at least 2,000 feet of *frontage* along a state or county road and shall be located entirely or substantially entirely in the LI Light Industrial District at the time of application.

5.6.3.3 Permitted uses. Within a PUD, a *building* or *structure* may be erected, altered or used and a *lot* or premises may be used for only one or more of the following purposes:

5.6.3.3.1 Residential *dwelling units*, provided the gross density over the entire PUD site shall not exceed one unit per 6,500 square feet of site area.

5.6.3.3.2 Accessory recreational facilities, including a clubhouse, for the use of PUD residents and guests.

5.6.3.3.3 Other uses customarily incidental and accessory to a planned residential community.

5.6.3.3.4 Other uses which, in the opinion of the Town Board, after a public hearing, meet the standards set forth in § 246-18, and are of the same general character as those listed as permitted uses and which will not be detrimental to this district.

5.6.3.4 Building setbacks. No *building* shall be constructed within 25 feet of any perimeter property line of a PUD. No minimum *building* setback shall be required from property lines which are internal to the PUD.

5.6.3.5 *Building height*. No *building* within a PUD shall exceed three stories or 40 feet in height measured from the mean average grade of the ground to the highest elevation of the roof.

5.6.3.6 *Open space*. Not less than 20% of the total site area shall be set aside as common *open space*, including a landscaped buffer area of not less than 25 feet along any adjacent public *street* or residential property line. *Open space* may include lands

which are under water, but shall not include sites and *structures* which are designed and intended to be used for active recreational purposes.

5.6.3.7 **Parking.** Off-street parking shall be provided as required by § 246-8.2.1 of this chapter. Reasonable and appropriate off-street parking requirements for land uses which are not listed in § 246-8.2.1 of this chapter shall be determined by the Town Board at the time of review of the PUD plan. In establishing such parking requirements, the Town Board will consider the anticipated parking demands for each land use and the potential for the shared use of parking with other uses.

5.6.3.8 **Fencing.** No fencing shall be required in a PUD, except that required pursuant to the New York State building and fire code or that shown on an approved site plan.

5.6.3.9 **Ownership.** Any property proposed for PUD zoning and development may be owned by one or more *persons*, partnerships, limited partnerships, trusts or corporations, but must be presented as a single parcel at the time of application to the Town Board.

5.6.3.10 **Application.** Any petition for PUD zoning and application for related plan approvals shall comply with the application requirements and procedures as such may, from time to time, be established and/or amended by the Commissioner of the Town of Oyster Bay Department of Planning and Development.

5.6.3.11 **Review fees and deposits.** All PUD District applications shall be accompanied by an application processing fee in the amount of \$100 per acre. In addition, the *applicant* shall be required to fund the cost of outside consulting services to assist the Department of Planning and Development with the review of such applications, if the Commissioner determines that such assistance is necessary. Each *applicant* shall bear the actual cost of review and shall be required to provide a trust deposit therefor to be placed in a town trust account, payable as follows:

5.6.3.11.1 An initial deposit of \$15,000 at the time of the filing of the application.

5.6.3.11.2 Upon said amount being reduced to \$3,000 or less, the account shall be replenished to the original \$15,000 upon notification by the town.

5.6.3.11.3 Each additional deposit shall be made within seven days after notice from the town that said deposit is due. If such account is not replenished within 30 days after the *applicant* is notified in writing of such requirement, the Town Board may suspend its review of the application. In the event any funds remain in the trust fund, same shall be returned to the *applicant*. These fees shall be in lieu of all fees set forth in § 246-6.4 of this chapter.

5.6.4 **Decision.**

5.6.4.1 **Legislative review considerations.** The Town Board, without limiting its legislative discretion, shall consider at least the following matters in determining the suitability of any proposed PUD District zone change petition and PUD plan:

5.6.4.1.1 The extent to which the application serves to implement the legislative intent, purposes and goals of PUD zoning as set forth in this section.

5.6.4.1.2 The proposed mix of *dwelling* types and their planned design and

arrangement on the site, including compatibility with site environmental conditions, and with neighboring *streets* and land uses.

5.6.4.1.3 The potential impact of the proposed development upon the area in which it is located, as well as upon the town and the region as a whole.

5.6.4.1.4 The adequacy of the *phasing* plan, if any, to ensure that development in each phase will be self-sufficient, should future phases be delayed or abandoned.

5.6.4.2 Town Board action. The Town Board shall either approve, or disapprove, the proposed PUD District zone change and approve, approve with modifications or disapprove the proposed PUD plan. Approval or approval with modifications of the PUD plan shall not be deemed to waive the town's and county's rights with respect to subsequent detailed reviews of any specific aspect of the proposed development as may be required pursuant to the subdivision and/or site plan review process.

A PUD District change of zone petition shall be granted only in conjunction with the simultaneous approval or approval with modifications of a PUD plan. The PUD plan, as modified by any conditions which may be established by the Town Board in its approval and/or in notations required to be placed upon said PUD plan maps and accompanying documents, will establish the zoning density and land use limitations thereafter applicable within said District.

5.6.4.3 Approval conditions. Any resolution of PUD plan approval or approval with modifications issued by the Town Board shall be subject to the *applicant* obtaining all necessary approvals, licenses and/or permits as may be required from other governmental agencies having jurisdiction thereof. As a condition of approval, each *applicant* shall be required to file such legal documentation as the Town Board determines necessary to provide for and ensure the proper future maintenance, use and ownership responsibility for all lands, common areas, facilities, utilities and services both within each section of the PUD, if more than one, and in relation to the PUD as a whole. Such documentation shall be in form and substance acceptable to the Town Attorney.

5.6.4.4 Amendments. Any proposed amendment to an approved PUD plan may be made only subject to the approval of the Town Board. Appropriate review of any such proposed amendment shall be required.

5.6.4.5 Site plan and subdivision approval.

5.6.4.5.1 Approval. The approval of a PUD District change of zone petition, and approval or approval with modifications of a PUD plan application by the Town Board, shall formally authorize the *applicant* to proceed with the detailed design, planning and engineering of the PUD and to submit an application to the Town Board for site plan approval, as appropriate and in accordance with the procedures and requirements for such applications as set forth in §§ 246-6 and 246-7. Notwithstanding the foregoing, a PUD *applicant* may proceed with the site plan preparation and approval process prior to the PUD zone change and PUD plan approval.

Applications for subdivision approval, where required, shall be submitted to the Nassau County Planning Commission. All such applications must conform with the requirements of the PUD District, the approved PUD plan and any findings or conditions issued by the Town Board in connection therewith.

Subdivision and/or site plan approvals, as appropriate, shall be required prior to the issuance of any *building* permit within a PUD District.

5.6.4.5.2 Improvements and performance bond. As a condition of site plan approval, the *applicant* shall be required to construct all necessary site and, where required, off-site improvements. In lieu thereof, the Town Board may allow the posting of a performance bond or other guarantees as may be determined necessary and appropriate to assure the timely and proper installation of said improvements in accordance with all applicable standards and requirements.

5.6.4.5.3 Expiration. Any approval, or approval with modifications, of a site plan within a PUD shall expire at the end of one year unless the *applicant* has initiated substantial construction and continues to diligently pursue such construction, or such time limit has been extended by resolution of the Town Board.

5.7. Recreation (REC) District. [Added 9-21-2004 by L.L. No. 11-2004]

5.7.1 Legislative intent. The Recreation (REC) District is conceived and enacted for the general purpose of promoting and protecting the public health, safety, property values and general welfare of the Town of Oyster Bay and its present and future residents. It is also enacted for the following specific purposes:

5.7.1.1 To protect the quality and quantity of groundwater *recharge* into the sole source aquifers which provide drinking water for all present and future residents, businesses and other uses in the Town of Oyster Bay and in Nassau and Suffolk Counties.

5.7.1.2 To help assure the preservation and protection of the limited remaining quantities of existing *open space* amidst the Town's pattern of primarily suburban development in such a way as to maintain the scenic beauty and visual appeal of the Town of Oyster Bay.

5.7.1.3 To prevent or reduce flooding through the preservation of *wetlands* and drainageways, and by the minimization of impervious surface coverage.

5.7.1.4 To protect visually and environmentally important natural features of the land, including, but not limited to, trees, ridgelines, *steep slopes*, rock outcroppings, *wetlands*, waterbodies, streams and habitat for rare, unique, threatened, endangered or protected species of plants or animals, as defined by state or federal law, consistent with the other purposes of this district.

5.7.1.5 To encourage the establishment of new, and the continuation of existing, facilities which serve the recreational needs of Town residents, employees and visitors.

5.7.1.6 For those Recreation Districts, or portions thereof, located within the Oyster Bay Special Groundwater Protection Area as designated by the Nassau County Public Health Code (Article X) and by the New York State Environmental Conservation

Law (Article 55), to further the specific purposes of said laws.

5.8. Planned Unit Development/Residence-30 (PUD/R-30) District. [Added 12-18-2012 by L.L. No. 4-2012]

5.8.1 Legislative intent. It is the legislative intent of the Town Board of the Town of Oyster Bay to promote the public health, safety and general welfare, to facilitate flexibility in the planning, design and implementation of multifamily residential site plans, to promote the efficient use of land, to encourage the establishment of multifamily residential communities to meet current and/or future housing needs in a manner that advances the economic development of the Town — and particularly, to encourage the productive reuse of deteriorated industrial properties, and to eliminate uses that are intrusive or incompatible with neighboring uses, especially with respect to nearby residential uses — by providing for a Planned Unit Development/Residence-30 (PUD/R-30) District.

5.8.2 Approval by the Town Board. The Town Board of the Town of Oyster Bay shall have approval authority in regard to any proposal for development of property in the PUD/R-30 zoning district, which authority shall include approval of the site plan in accordance with the standards set forth in § 5.8.4 herein. This authority shall be in addition to any other approval for which the Town Board has authority with respect to the proposed development.

5.8.3 Discretion of the Town Board. The standards set forth in § 5.8.4, below, are intended to provide the maximum amount of discretion to the Town Board in deciding whether a given proposal for development in the PUD/R-30 zoning district is in the best interests of the Town. This discretion shall include, but not be limited to, decisions regarding the number of housing units, layout and dimensional aspects of the proposed site plan, and proposed mix of residence types. In implementing the provisions of this section, the Town Board may make such interpretations as it determines to be consistent with the legislative intent set forth herein, in addition to any other authority conferred upon the Town Board by applicable laws, regulations, procedures and requirements.

5.8.4 Standards.

5.8.4.1 The following standards shall apply to the PUD/R-30 zoning district:

- (a) A property proposed for rezoning to PUD/R-30 shall have a minimum size of 15 contiguous acres.
- (b) Only properties which at the time of application are situated entirely in the LI Light Industrial zoning district shall be eligible for rezoning to PUD/R-30.
- (c) The PUD/R-30 zoning district shall only be applied to a property which at the time of application contains a use or uses that are deemed by the Town Board to be intrusive or incompatible with neighboring uses, particularly with respect to nearby residential uses. Intrusiveness and incompatibility shall be evaluated in terms of adverse impacts to the surrounding area, including noise, airborne dust, odors, fumes, noxious emissions, heavy truck traffic, aesthetics, and similar parameters.
- (d) Development of properties in the PUD/R-30 zoning district shall be limited to residential uses and related accessory uses, as set forth in § 5.8.4.2, below.

- (e) The maximum dwelling unit density in the PUD/R-30 zoning district shall be 30 units per acre.
- (f) Any site plan for development in the PUD/R-30 district shall also comply with the standards set forth in § 5.8.4.2, below.

5.8.4.2 The following standards shall be applicable to all development in the PUD/R-30 zoning district:

- (a) Any application for rezoning to PUD/R-30 shall be accompanied by a proposed site plan for development pursuant to the standards for site plans set forth in § 246-6 of this chapter.
- (b) The proposed site plan for development in the PUD/R-30 District shall be compatible with the existing land uses in the surrounding area in terms of community character, development density, building height, and other factors as deemed appropriate by the Town Board.
- (c) In evaluating a proposed site plan for development in the PUD/R-30 district, due consideration shall be given to constraints that are present on the parcel proposed for development and any impacts with respect to these constraints that potentially would result from development under the proposed site plan. The evaluation of such constraints and potential impacts may include the physical characteristics of the land (e.g., *steep slopes*, significant vegetation and ecological habitat, surface water and groundwater resources, flood hazard areas, etc.), the adequacy of community services (e.g., water supply, sanitary waste disposal, emergency services, solid waste management, access to major roadways, etc.), and any other factors which the Town Board in its discretion may deem appropriate for inclusion in the analysis.
- (d) All dwelling units within any development in the PUD/R-30 zoning district shall be occupied by the respective owners or co-owners of said units. Unit ownership shall be via cooperative corporation, condominium association, or other form as permitted under applicable law and acceptable to the Town Board. The respective *family* of the owner or coowners may also reside in each unit.
- (e) The site plan for development within the PUD/R-30 zoning district may include any mix of multifamily housing types, including units that are restricted to occupancy by senior citizens and/or *first-time home buyers*, and units that have no age or prior ownership restrictions, as well price-controlled and market-rate units, as deemed appropriate by the Town Board.
- (f) The site plan for development within the PUD/R-30 zoning district may include accessory recreational facilities, including a clubhouse, for the use of residents of the subject facility and their guests, and other uses customarily incidental and accessory to multifamily housing communities in the Town of Oyster Bay.
- (g) As a condition to approval of any site plan granted pursuant to this section, the Town Board may impose any restrictive covenants it deems appropriate to ensure conformance with the legislative intent set forth herein and consistency with the Town's land use planning goals.

- (h) The Town Board, in its discretion, may give due consideration to other factors in regard to the benefit that would be rendered to the Town by any given site plan for development in the PUD/R-30 zoning district, including, but not limited to, encouraging the positive redevelopment of other nearby properties so as to facilitate the broader goals of economic enhancement and community revitalization or other land use planning goal promulgated by the Town.

5.8.5 Procedures.

5.8.5.1 Application for site plan approval. Review of the proposed site plan for development in the PUD/R-30 zoning district shall be in accordance with the provisions of § 246-6 of this chapter and other applicable laws, regulations, procedures and requirements.

5.8.5.2 Town Board hearing required. Upon receipt of the recommendation of the Department of Planning and Development, and consistent with the timing requirements of the Town Environmental Quality Review Law¹⁰⁸ and other applicable laws, regulations, procedures and requirements, a public hearing shall be convened by the Town Board as part of the Town Board's deliberation on any proposed rezoning to PUD/R-30, as well as any associated site plan.

5.8.5.3 Town Board action. Town Board action on the site plan for development in the PUD/R-30 district shall be incorporated into the Town Board's decision regarding the proposed rezoning to PUD/R-30.

5.9. Zoning for Hicksville Downtown District (HD). [Added 2-23-2021 by L.L. No. 1-2021]

5.9.1 Background, purposes and legislative intent.

5.9.1.1 Background and purpose.

Downtown Hicksville is home to one of the busiest train stations on Long Island, utilized by nearly 22,000 commuters a day. The area surrounding the train station has an opportunity for economic investment. Most LIRR passengers that access the Hicksville station come through the area without contributing to the economy of Downtown Hicksville.

In 2017, the Town of Oyster Bay was the recipient of \$10 million in Downtown Revitalization Initiative (DRI) funding to improve the vitality of Downtown Hicksville. The funding supported a community planning process where the community developed the key ingredients needed for successful downtown revitalization which were finalized in the Hicksville Downtown Revitalization Initiative Strategic Investment Plan (the "DRI Plan"). These ingredients included a clear vision for the downtown; goals and strategies to accomplish the vision; and a strategic plan to implement catalytic projects identified in the plan. Part of the implementation is the adoption of the Hicksville Downtown Zoning District regulations. The plan noted that the type of mixed-use development desired can be achieved with zoning that permits residential above ground-level commercial use, applies shared parking strategies and places parking in the rear of *buildings*. The Hicksville Downtown zoning provisions will allow the type of land uses desired

¹⁰⁸Editor's Note: See Ch. 110, Environmental Quality Review.

and provides bulk regulations to achieve a uniform public realm. The affiliated Hicksville Downtown Design Guidelines and Development Standards ("HD Design Guidelines") is a document which is available from the Town Department of Planning and Development and which will be updated periodically at the direction of the Commissioner of the Department of Planning and Development and authorization by the Town Board. This document provides guidance on building styles, features, and site design that will result in development that maximizes livability through good design.¹⁰⁹

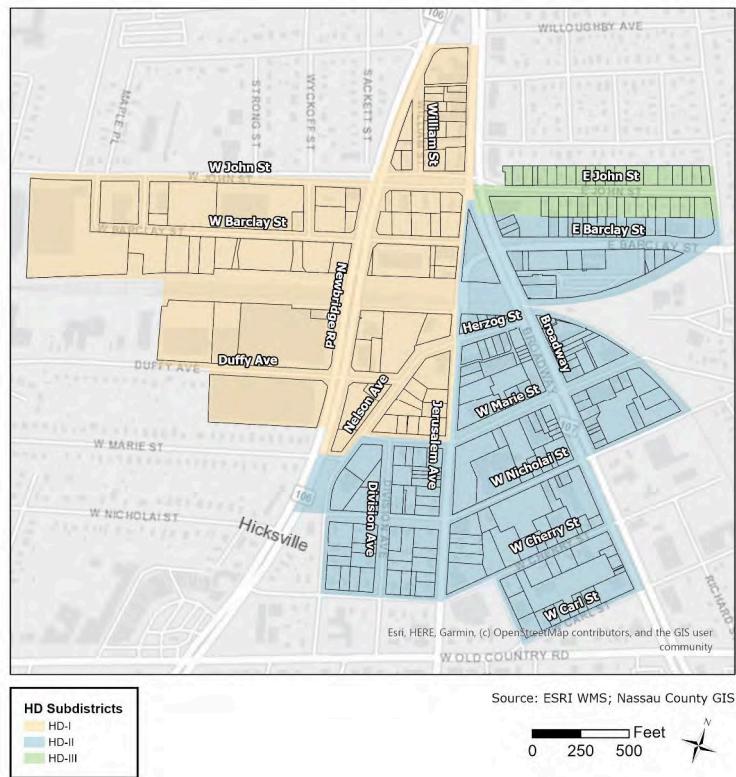
5.9.1.2 Legislative intent. It is the intention that through the leadership of the Town of Oyster Bay and involvement of the Hicksville community and with public and private investment, that Downtown Hicksville will become a vibrant community where people will want to live, work, shop, dine, and enjoy leisure time. The majority of the downtown was formerly zoned Central Business (CB), a district that has been eliminated entirely. The establishment of the Hicksville Downtown (HD) District establishes development rules and procedures for three subdistricts that will result in a walkable transit-oriented mixed-use area in the vicinity of the Hicksville Train Station.

5.9.2 Establishment of the Hicksville Downtown Subdistricts.

5.9.2.1 HD Subdistrict boundaries are shown on the Town of Oyster Bay Zoning Map (Attachment 29) and in the image below. The Town of Oyster Bay Town Board, Zoning Board of Appeals, Planning Advisory Board and the Department of Planning and Development shall be guided by the provisions of this Code and the HD Design Guidelines on file with the Department of Planning and Development in the review and approval of land use applications within the Hicksville Downtown.

The HD Subdistricts provide the foundation for redevelopment as identified in the DRI Strategic Investment Plan. These zoning provisions together with the Hicksville Downtown Design Guidelines and Development Standards provide the required framework and standards to encourage investment to achieve the type of mixed-use development in the form desired for Downtown Hicksville consistent with the vision to create "a vibrant downtown that returns to its 'main street' character while improving opportunities for local business owners and incorporating new housing markets to create a model community; with an emphasis on walkability, open space, places to congregate and engaging commuters to view Hicksville as a destination - Not merely a transit hub."

109. Editor's Note: The Hicksville Downtown Design Guidelines and Development Standards are included as an attachment to this chapter.



5.9.3 Interpretation, conflicts and amendments.

5.9.3.1 Interpretation. Wherever there is a variation or conflict between these standards and other sections of Chapter 246, Zoning, these standards shall prevail. For development standards not regulated herein, the applicable sections of Chapter 246 and other development regulated by the Town Code shall apply. All development must comply with federal, state or other local regulations and laws.

5.9.3.2 Amendments to the Hicksville Downtown Design Guidelines and Development Standards. The Town of Oyster Bay Town Board may amend the Design Guidelines and Development Standards by local law as set forth in Article I of the Town Code of the Town of Oyster Bay.

5.9.3.3 Area variances. Any building permit, site plan, subdivision or special use permit application that does not meet the bulk and dimensional standards set forth in these standards shall require an area variance from the Zoning Board of Appeals.

5.9.4 Applicability.

5.9.4.1 Hicksville Downtown Subdistricts. The Hicksville Downtown District is comprised of the following three HD Subdistricts as plotted on the Official Zoning Map of the Town of Oyster Bay:

- HD-I Hicksville Downtown Core Subdistrict;
- HD-II Hicksville Downtown Gateway Transition Subdistrict; and

- HD-III Hicksville Downtown Residential Subdistrict.

5.9.4.2 Descriptions of subdistricts and intent.

Subdistrict	Intent
Hicksville Downtown - I Downtown Core Subdistrict (HD-I)	The HD-I Subdistrict is the Downtown Core District and is the most active area in the downtown closest to the train station that allows up to four <i>stories</i> , depending on the size of the property. The intent of the HD-I Subdistrict is to allow transit-oriented development along primary roadways with a mix of residential and nonresidential uses and an active pedestrian environment around the Hicksville Train Station. Overall design objectives include: creating a dynamic downtown area with numerous <i>restaurants</i> , shops, and services to support the residents, commuters and visitors; strengthening the pedestrian sidewalk environment; minimizing gaps in <i>building</i> walls created by parking lots and <i>buildings</i> that do not extend to both <i>side lot lines</i> ; encouraging active sidewalk environments through ground-floor transparency and access; and encouraging civic spaces and outdoor seating areas for public use.
Hicksville Downtown - II Downtown Gateway Transition Subdistrict (HD-II)	The HD-II Subdistrict is the Downtown Gateway Transition District and allows up to three-story <i>buildings</i> and a mix of uses. The intent of the subdistrict is to provide an active pedestrian environment with commercial and mixed-use along primary roadways while also preserving the existing neighborhood character along side <i>streets</i> in this subdistrict. The HD-II Subdistrict will act as a transitional area between the surrounding community and the HD-I Downtown Core Subdistrict. This subdistrict includes prominent entry corridors from surrounding neighborhoods to create attractive entry points to the Downtown Core. Development on these corridors will be less intensive than what is proposed in the HD-I Subdistrict, with a maximum of three <i>stories</i> . <i>Townhouses</i> are permitted on certain <i>street types</i> within this subdistrict.

Subdistrict	Intent
Hicksville Downtown - III Downtown Residential Subdistrict (HD-III)	This subdistrict is the Downtown Residential Subdistrict. The intent is to promote investment in the existing residential neighborhood along East John Street by permitting <i>townhouse</i> development. This subdistrict will provide an appropriate transition between the residential neighborhoods outside of Downtown Hicksville and the future mix of uses in the HD-1 and HD-II Subdistricts.

5.9.4.3 Definitions. The following definitions apply to the Hicksville Downtown District. For terms that are not defined in this article, then the definition in § 246-2 shall apply. In the event that a definition in this article conflicts with a definition in another part of the Town Code, the definitions in this article shall control.

BREWPUB/DISTILLERY — A *bar* and/or eating establishment that produces beverages and sells its product to consumers on-site.

BUILD-TO-LINE — A line that is closest to the sidewalk at which construction of a *building* facade can occur on a lot. The build-to-line runs parallel to the existing front property line with the setback from the *curbline* determined by *public frontage* standards based upon the *street type*. See Section 246-5.9.8.3, Table of *Public Frontage Requirements by Street Type*.

COMMUNITY GARDEN — A piece of land or area that is gardened collectively by a group of people utilizing either individual or shared plots on public or private land. A community garden can produce fruit, vegetables, and/or plants grown for their attractiveness, and when located on *building* rooftops, must comply with applicable municipal building codes.

CURBLINE — A line at the face of the curb nearest to the street.

LINER BUILDING — A *building* designed to screen another *building* or use of less active *frontage* from a public view.

OUTDOOR DINING — An *accessory use* to a *restaurant*, *brewpub*, or other food establishment. See provisions in Section 246-5.9.5.4.

PUBLIC FRONTAGE — An area located between the *curbline* and the *build-to-line*. See Section 246-5.9.6 Public frontage requirements.

SHOPFRONT — Facade located on the street level of a *building*, creating an inviting pedestrian street environment by providing great transparency and visual attention to an activity inside of the *building*.

STREET TYPE — A classification assigned to a street denoting the standards of *public frontage* zones. See Section 246-5.9.8.2 Diagram of Street Types Locations for a map designating street types in the HD Subdistricts. The street types in Downtown Hicksville are as follows:

- A Street Types: Downtown Mixed-Use
- B Street Types: Downtown Commercial

- C Street Types: Boulevard
- D Street Types: Neighborhood Connector
- N/S Street Types: Neighborhood Residential and Secondary Access Streets

ZONE, BUILD-TO — An area between the *build-to-line* and the maximum *building* setback, determined by *public frontage* standards based upon the *street type*. See Section 249-5.9.6.2.1.

ZONE, LANDSCAPE, UTILITY, AND INFRASTRUCTURE — An area between the *curbline* and the *sidewalk zone*, as determined by the *public frontage* standards. See Section 246-5.9.6.2.2.

ZONE, SIDEWALK — An area designed to accommodate for minimum unobstructed pedestrian passage. See Section 246-5.9.6.2.3.

ZONE, TRANSITION — An area of the *public frontage* that abuts the *build-to-line* and provides a transition between the *building* and public realm. See Section 246-5.9.6.2.4.

5.9.5 Permitted uses.

5.9.5.1 Permitted uses. Permitted uses within the Hicksville Downtown Subdistricts are provided in Table 246-5.9.5.1.

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
Residential			
<i>One-family dwellings</i>			PP
<i>Two-family dwellings</i> (§ 246-5.5.28)			SP (ZBA)
<i>Multifamily dwellings</i>	PP	PP	
<i>Townhouses</i>		PP ¹	PP
<i>Rooming or boarding houses</i> (§ 246-5.5.23)			
<i>Congregate-care assisted living facilities</i>		PP	
<i>Parent-child residences</i> (§ 246-5.5.18)			
<i>Accessory apartments</i>			
<i>Apartments over restaurants or personal services</i>	PP	PP	
<i>Apartments over stores or offices</i>	PP	PP	

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
Domestic employees' residences (§ 246-5.5.12)			
Conversion of garage (§ 246-5.5.20.3)			
Keeping of domestic animals (§ 246-5.5.15)	PA	PA	PA
<i>Private garages</i> and carports (§ 246-5.5.20)			
<i>Home businesses</i> (§ 246-5.5.14.3)			
<i>Home offices</i> (§ 246-5.5.14.2)	PA	PA	PA
Recreation			
<i>Country clubs</i> (§ 246-5.5.10)			
<i>Game rooms</i>	SP(TB)	SP(TB)	
Active recreation uses, including bowling, tennis, golf driving ranges, miniature golf, batting ranges, skating and similar uses	SP (TB)	SP (TB)	
<i>Fitness centers</i> , 3,001 square feet and larger	SP (TB)	SP (TB)	
<i>Fitness centers</i> , 3,000 square feet or less	PP	PP	
<i>Marinas</i>			
<i>Private membership clubs</i> (§ 246-5.5.21)	SP (TB)	SP (TB)	
Public parks	PP	PP	PP
<i>Swimming pools</i> (§ 246-5.5.26)	PA	PA	PA
Tennis courts (§ 246-5.5.27)	PA	PA	PA
<i>Theaters</i>	SP (ZBA)	SP (ZBA)	
Public/Semi-Public			
Cemeteries			
Colleges or universities or <i>private schools</i> (§ 246-5.5.8)	PP	PP	
<i>Day-care</i> , play care, nursery schools and similar facilities (§ 246-5.5.11)	PP	PP	
Eleemosynary institutions	PP	PP	

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
Hospitals, convalescent or nursing homes	PP	PP	
<i>Marine educational institutions</i>			
Municipal uses of Town of Oyster Bay (§ 246-4.1.4.1)	PP	PP	PP
<i>Museums</i>	PP	PP	
Other governmental uses of federal, state or county agencies, or special purpose districts thereof (§ 246-4.1.4.2)	PP (TB)	PP (TB)	PP (TB)
Places of worship (§ 246-5.5.19)	PP	PP	
Public schools	PP	PP	
Technical or trade schools	PP	PP	
Business			
Accessory outdoor sales and display (§ 246-5.5.1)	SP (ZBA)	SP (ZBA)	
<i>Agriculture</i> (§ 246-5.5.2)			
<i>Animal boarding facility</i>			
<i>Animal hospitals</i> (§ 246-5.5.3)			
Banks	PP	PP	
<i>Bars</i> (§ 246-5.5.6)	SP (ZBA)	SP (ZBA)	
<i>Boatyards</i>			
<i>Brewpub/distillery</i>	SP (ZBA)	SP (ZBA)	
Business services	PP	PP	
<i>Catering services</i> (§ 246-5.5.7)	SP (TB)	SP (TB)	
<i>Collateral loan brokers</i> (§ 246-5.5.32)			
Commercial greenhouses			
<i>Community garden</i>	PP	PP	PP
<i>Cabarets, discotheques, dance halls, nightclubs</i> (§ 246-5.5.30)	SP (TB)	SP (TB)	
Drive-through services, fast-food (§ 246-5.5.13)		SP (TB)	

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
Drive-through services, other (§ 246-5.5.13)		PA	
Landscape nursery, garden center			
<i>Public markets</i> (§ 246-5.5.22)			
<i>Fast-food restaurants</i> (in multiple-use building)	PP	PP	
<i>Fast-food restaurants</i> (in freestanding building)	SP (TB)	SP (TB)	
<i>Fishing stations</i>			
<i>Fish markets</i>			
Keeping of farm animals (§ 246-5.5.16)			
<i>Lodging places</i>	SP (TB)	SP (TB)	
<i>Mariculture</i>			
<i>Mariculture research and development facilities</i>			
<i>Marine-retail business complexes</i>			
<i>Office</i>	PP	PP	
Personal services	PP	PP	
<i>Professional, real estate and insurance offices</i>	PP	PP	
<i>Restaurants</i> (maximum permitted occupancy of 75 persons)	PP	PP	
<i>Restaurants</i> (maximum occupancy of 76 or more persons)	PP	SP (TB)	
<i>Restaurants</i> , sidewalk seating	PA ²	PA ²	
Retail stores	PP	PP	
<i>Self-service storage facility</i>			
Undertaking establishments (§ 246-5.5.29)	PP	PP	
<i>Veterinary offices</i>		PP	

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
<i>Water-dependent uses</i> found to be beneficial and harmonious with the special permit requirements of the Waterfront-A District			
Automotive			
Motor vehicle fuel sales and service, motor vehicle repair, auto body, tow car operations, car washing establishments and public garages (§ 246-5.5.17)			
<i>Motor vehicle</i> rental facilities		PP	
<i>Motor vehicle dealership</i>			
Parking structures (§ 246-7.5.3)	PA	PA	
<i>Outdoor motor vehicle sales</i>			
Storage of registered commercial vehicles			
Storage of unregistered vehicles (§ 246-5.5.24)			
Taxi or limousine service ³	PP	PP	
Industrial			
<i>Helipads</i>			
<i>Light manufacturing uses</i>			
Lumberyards			
<i>Research and development uses</i>			
Warehouse, distribution and storage uses			
Utility			
<i>Antennas</i> (§ 246-5.5.4)	SP (ZBA)	SP (ZBA)	SP (ZBA)
Electric substations			
<i>Public utility buildings or structures</i>			
Radio and television broadcasting studios			
<i>Solid waste management facilities</i>			

Table 246-5.9.5.1
Schedule of Use Regulations - Hicksville Downtown Subdistricts

Uses	HD-I	HD-II	HD-III
<i>Wireless telecommunications facilities</i>	SP (ZBA)	SP (ZBA)	SP (ZBA)

Key: PP: Permitted Principal Use; PA: Permitted Accessory Use; SP: Special Permit Use; (TB): Town Board Approval; (ZBA): Zoning Board of Appeals

Notes:

- ¹ *Townhouses* permitted on *Street Types "D"* Neighborhood Connector and *"N"* Neighborhood Residential (See Subsection 5.9.8 for *street types* and Subsection 5.9.6.5 for *townhouse* development standards/bulk regulation requirements in the HD-II Subdistrict).
- ² See Subsection 5.9.5.4 for locations where sidewalk dining is permitted and for provisions.
- ³ Taxi or limousine service shall not include storage or maintenance of vehicles. *Offices* related to a taxi or limousine services and a drop-off/pick-up area or booth are permitted.

5.9.5.2 Permitted rooftop uses in the HD-I and HD-II Subdistricts. For commercial/mixed use or *apartments*, the following rooftop uses are permitted *accessory uses* in the HD-I and HD-II Subdistricts:

- a. Gardens, *community gardens*, green roofs or vegetated roofs.
- b. Outdoor *swimming pools*.
- c. Rooftop decks and seating areas.
- d. Enclosed rooms, including restrooms on the roof will be considered an additional *story* if exceeding the maximum encroachment limits established in Subsection 5.9.6.1.2.
- e. Rooftop uses that would result in an active use of the rooftop by residents or the public will require a public assembly license.

5.9.5.3 *Shopfronts* required. *Shopfronts* are required along the following streets within the Hicksville Subdistricts:

- a. Broadway.
- b. Herzog Place (with the exception of *townhouse* developments).
- c. Nelson Avenue (north of West Marie Street).
- d. West Barclay Street.

Design standards for *shopfronts* are provided in the HD Design Guidelines.¹¹⁰

5.9.5.4 *Outdoor dining*.

- a. *Outdoor dining* is permitted on the following roadways:
 - Division Avenue (between West Nicholai Street and West Marie Street)
 - East Barclay Street
 - East John Street (Only on B Street section)
 - East Marie Street
 - East Nicholai Street
 - Frederick Place (Only on D Street section)
 - Herzog Place
 - Jerusalem Avenue
 - Nelson Avenue (north of West Nicholai Street)
 - West Barclay Street
 - West Carl Street (Only on D Street section)
 - West Cherry Street (between Jerusalem Avenue and Broadway) (Only on D Street section)
 - West John Street
 - West Marie Street (between Jerusalem Avenue and Broadway)
 - West Marie Street (between Nelson Avenue and Jerusalem Avenue)
 - West Nicholai Street (between Jerusalem Avenue and Broadway)
 - West Nicholai Street (between Nelson Avenue and Jerusalem Avenue)
- b. *Outdoor dining* shall meet the following requirements:

110. Editor's Note: The HD Design Guidelines are included as an attachment to this chapter.

- Maximum occupancy shall be per NYS Building Code
- Any *outdoor dining* shall be limited in area to 20% or less of the indoor dining seats
- Any *outdoor dining* shall not require additional parking spaces over what is required for the indoor uses
- Any *outdoor dining* must provide a sidewalk clearway of six feet
- *Outdoor dining* requires Planning and Development Department approval
- *Outdoor dining* shall be approved for a period from May 1 to October 31 each year, subject to renewal by the Department of Planning and Development
- All tables and chairs utilized for *outdoor dining* shall be removed nightly and seasonally when not in active and continuous use on private property
- Hours of operation of an *outdoor dining* area shall not be later than 11:00 p.m.
- Any outdoor congregational area accessory use other than *outdoor dining* (i.e., *brewpub/distillery* or *bar*) shall be clearly defined. Any outdoor congregational area shall be subject to specific conditions determined by the Planning Advisory Board and will require Planning and Development Department approval during site plan review.
- No private trash or refuse bins permitted in any outdoor dining area or outdoor congregation area

5.9.6 Bulk requirements and other development standards.

5.9.6.1 Height. Maximum *building* height within the HD Subdistricts. Table 246-5.9.6.1 identifies maximum *building* heights by HD Subdistrict based upon *lot width*. No *building* or *structure* shall exceed the maximum height permitted in the HD Subdistricts prescribed for the property size. Additional flexibility in height at the reviewing agency's discretion is permitted for rooftop uses and decorative architectural details as described in Sections 246-5.9.6.2, 246-5.9.6.3 and 246-5.9.6.4 and in the HD Design Guidelines.¹¹¹ The permitted encroachments described herein supplement permitted encroachments included in Section 246-4.5 of Town Code.

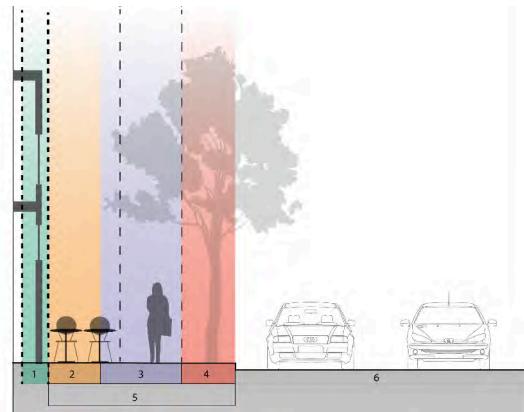
Table 246-5.9.6.1
Hicksville Downtown Subdistrict
Maximum Building Heights by Lot Frontage

¹¹¹Editor's Note: The HD Design Guidelines are included as an attachment to this chapter.

HD Subdistrict	Building Height (Maximum Permitted) by Lot Frontage		
	Up to 60 Feet	Greater than 60 Feet and less than 100 feet	100 Feet and greater
HD-I	2 stories/30 feet maximum	3 stories/40 feet maximum	4 stories/50 feet maximum
HD-II			3 stories/40 feet maximum
HD-III	2 stories/30 feet maximum		

- i. Exception for permitted encroachment for rooftop use.
 - a. For mixed use and *apartment buildings*, the reviewing agency has discretion to permit an enclosed space to supplement outdoor rooftop uses that may exceed the maximum height by up to 15 feet as long as the enclosed portion is no more than 10% of the horizontal roof area, to a maximum of 600 square feet (excluding stairwells, elevator shafts, but including restrooms and elevator lobby areas) and be limited to passive gathering space; no cooking facilities or wet bar fixtures permitted in this space.
 - b. For mixed use and *apartment buildings*, the reviewing agency has discretion to permit pergolas or sunshades for outdoor patio use as long as they are set back a minimum of 10 feet from all roof edges, except a minimum of 20 feet is required when adjacent to a single-family residence district, or the HD-III Subdistrict. The sides of any pergola or sunshade must remain open and the total area of the rooftop pergolas and sunshades may not exceed 10% of the horizontal roof area, to a maximum of 600 square feet.
- ii. Exception for significant architectural features. The reviewing agency has discretion to permit additional height up to 15 feet for no more than 10% of the horizontal roof area for an architectural feature, including but not limited to, clock towers and cupolas.
- iii. Maximum rooftop encroachment. The total area of all rooftop encroachments, including encroachments permitted in Section 246-5.9.6.1.2 and 246-5.9.6.1.3 shall not exceed 30% of the horizontal roof area. Rooftop encroachments permitted in Section 246-5.9.6.1.2a, not exceeding 10% of the horizontal roof area, to a maximum of 600 square feet, and not exceeding a maximum height of 15 feet shall not be considered a story.

5.9.6.2 Public frontage requirements.



4. *Sidewalk Zone*
5. *Landscape, Utility, and Infrastructure Zone*
6. *Public Frontage*
7. *Travel and Parking Lanes*
8. *Build-to-Line*
9. *Curbline*
 - i. *Build-to-zone.*
 - a. An area between the *build-to-line* and the maximum *building* setback, determined by *public frontage* standards based upon the *street type*. See Section 246-5.9.8.
 - b. The location of a *building's* facade can vary within this zone in order to allow design flexibility.
 - c. A partial or full front *building* facade can be located outside of the *build-to-zone* only to allow for public open spaces, plazas with *outdoor dining* or landscaping areas, while maintaining a strong visual and pedestrian connection with adjoining public *frontage*.
 - ii. *Transition zone.*
 - a. An area of the *public frontage* that abuts the *build-to-line*. See Section 246-5.9.8.
 - b. Provides transition between the *building* and public realm, and allows for typical encroachments including awnings, balconies on upper floors, planters, and outdoor seating (where permitted).
 - c. The surface of the sidewalk constructed within this zone shall seamlessly join the sidewalk within the *sidewalk zone*.
 - iii. *Sidewalk zone.*
 - a. An area designed to accommodate for minimum unobstructed pedestrian

passage. See Section 246-5.9.8.

- b. In areas where outdoor seating is permitted, seating may encroach into the *sidewalk zone* as long as there is at least six feet of unobstructed clear width for pedestrians.
- iv. *Landscape, utility, and infrastructure zone.*
 - a. An area between the *curbline* and the *sidewalk zone*, as determined by the *public frontage* standards. See Section 246-5.9.8.
 - b. Allows placement of lighting, street and *outdoor dining* furniture and pedestrian amenities.
 - c. When located along roadways with vehicle traffic that frequently travels at faster speeds, this zone provides for additional separation and protection for pedestrians.

5.9.6.3 Yard requirements.

- a. *Rear yard* requirements. Properties in the HD-I and HD-II that are adjacent to residential zoning districts are required to provide a *rear yard* of 20 feet.
- b. *Side yard* requirements. The minimum *side yard* within the HD Districts is zero feet, except for when a *side yard* is provided in which case the minimum shall be five feet. For *townhouse* units, see Subsection 5.9.6.6 for yard requirements.

5.9.6.4 Maximum *building* width. The maximum *building* uninterrupted *building* facade, regardless of ownership, shall be 60 feet.

5.9.6.5 Minimum *apartment* unit size. Minimum size of residential units constructed in the HD Subdistrict shall be 500 square feet.

5.9.6.6 Standards for *townhouses*.

- i. *Townhouse* standards for the HD-II Subdistrict:
 - a. In order to permit the construction of *townhouses* in HD-II a minimum of four *townhouses* must be proposed in any development scenario.
 - b. The minimum width for a *townhouse* shall be 25 feet.
 - c. For *townhouse* end units, the minimum *side yard* shall be 10 feet.
 - d. Any property or properties developed with *townhouses* shall have a minimum of 125 feet of *frontage* along a roadway.
 - e. *Townhouses* shall be oriented towards the street with the front facade (including porches, if proposed) within the build-to-zone of the corresponding *street type* with a narrow area in front of the *townhouse* for landscaping, i.e., the facade of *townhouses* should be located at the maximum setback from the *curbline* within the *build-to-zone* to allow for an area of landscaping.
 - f. Parking for the *townhouses* shall be shared, located behind the units, and

accessible via alleyways or side streets.

- ii. *Townhouse* standards within the HD-III Subdistrict.
 - a. *Townhouses* in HD-III Subdistrict must contain a minimum of four attached *townhouses* and up to a maximum of eight attached units.
 - b. The minimum width for a *townhouse* shall be 25 feet.
 - c. For *townhouse* end units, the minimum side yard shall be 10 feet.
 - d. Any property or properties developed with *townhouses* shall have a minimum of 125 feet of *frontage* along a roadway.
 - e. *Townhouses* should be set back from the *curbline* at 20 feet with landscaped *front yards* and individual driveways. However, the placement of *townhouses* should not result in a *front yard* setback that is significantly larger than the surrounding properties. In instances where inconsistent setbacks would result due to existing developments, as determined by the Department of Planning and Development, the average setback may be utilized to determine the *building* placement as per § 246-4.4.2.3.
 - f. Parking is permitted in driveways in the *front yard* (or *side yards* for end units).
 - g. Shared driveways between adjacent units are permitted to maximize efficiency and reduce the number of curb cuts.
 - h. The maximum impervious coverage permitted for *townhouse* development in HD-III shall be 65%.
 - i. *Townhouse* developments shall provide a *rear yard* of 25 feet.

5.9.7 Parking standards.

5.9.7.1 Minimum off-street parking requirements. Within the HD Subdistricts, all *structures* and uses shall be provided with a sufficient amount of off-street parking and loading spaces for employees, residents, visitors, clients, patrons and other *persons* who are likely or expected to be at such *structures* or uses, but not less than the minimum requirements provided in Table 246-5.9.7.1. Where the use is not provided in Table 246-5.9.7.1, see Section 246-8.2.1, Schedule of Off-Street Parking and Loading Requirements.

Table 246-5.9.7.1
Hicksville Downtown District Parking Requirements

Parking Requirements by Land Use	Parking Requirements
Townhouses	2 spaces/dwelling
Multifamily housing ⁴	
Efficiency unit (studio)	1.25 space/unit ¹

Table 246-5.9.7.1
Hicksville Downtown District Parking Requirements

Parking Requirements by Land Use	Parking Requirements
1-bedroom	1.25 space/unit ¹
2-bedroom	1.5 space/unit ¹
3-bedroom	2.0 space/unit ¹
4+ bedrooms	2.5 space/unit
Retail and personal service establishment	1 space/300 square feet of GFA
Mixed use with residential	1.25 space/residential unit; 25% reduction of required commercial spaces for restaurant, office and retail uses with parking provisions ²
Restaurant	
HD-I	1 space/4 persons occupancy or 1 space/300 square feet of GFA, whichever is greater
HD-II	1 space/3 persons occupancy or 1 space/200 square feet of GFA, whichever is greater
Office	1 space/200 square feet of GFA
Hotel	1 space/guest room and 1 space/employee
Theater	
HD-I	1 space/50 persons and 1 space/employee ³
HD-II	1 space/3 seats

NOTES:

¹ At least one residential parking space must be dedicated for each unit. Where additional rooms are proposed in addition to a living room that may be used as bedrooms (i.e., as studies, dens, offices, playrooms), these will be treated as bedrooms for the purpose of calculating required parking.

² See Section 246-5.9.7.3 for eligibility criteria for the 25% reduction in required commercial parking.

³ Required unless it can be demonstrated that adequate available parking is located within 1/4 mile of the theater during peak hours.

5.9.7.2 Loading spaces. Loading spaces to be provided based upon the requirements contained in § 246-8.2.1.

5.9.7.3 Regulations for shared parking areas. Certain mixed uses may qualify for a reduction in required parking stalls. When such reductions are granted, the following

requirements shall apply:

- a. In order for a mixed-use development to qualify for a 25% reduction in the required commercial parking stalls, and the reduced parking requirements for residential units with two or more bedrooms, at least 10% of the gross floor area of the development must be utilized for commercial uses.
- b. Signage denoting the shared parking area and any parking stalls reserved for residential uses must be installed on the property.
- c. Alleyways and access to the shared parking area shall contain appropriate lighting for the safety and security of pedestrians.

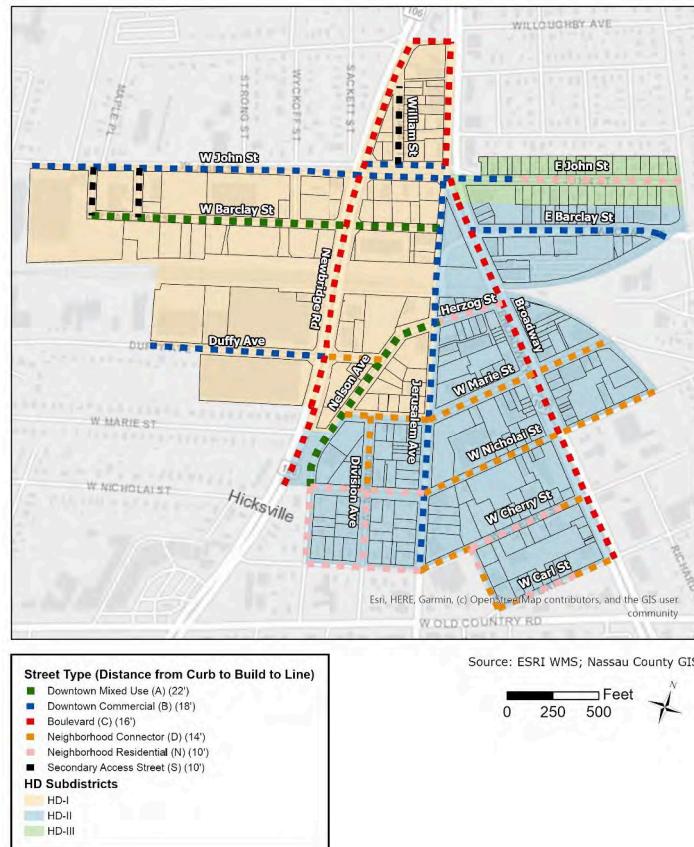
5.9.7.4 Screening for ground level parking.

- a. *Liner buildings*, green walls, false facades or other appropriate screening, as approved by the reviewing agency, is required for ground level parking to ensure that the parking areas are not visible from the street.
- b. Parking standards are provided in the HD Design Guidelines.¹¹²

5.9.8 *Street types*. The intent of designating *street types* is to create uniformity in the public realm. Whereas in other districts (outside of the HD Districts), *building* setbacks are measured from the property line, in the HD District, to create this uniform pedestrian zone - a *build-to-line* is established which is measured from the existing *curbline* at the edge of the street. The *street types* within the HD Subdistricts identify standards for the required *public frontage*, including setbacks from the *curbline* and various zone widths within the pedestrian realm.

5.9.8.1 Diagram of *Street Types* Locations.

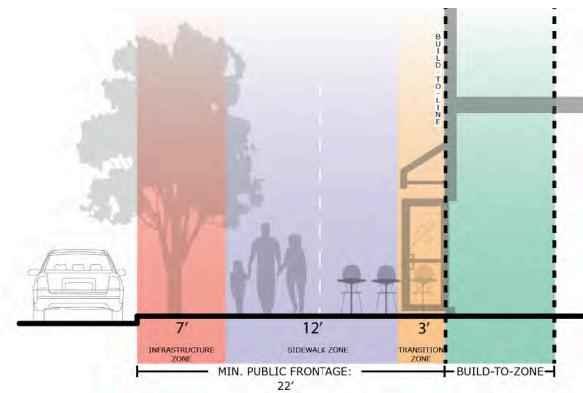
¹¹².Editor's Note: The HD Design Guidelines are included as an attachment to this chapter.



5.9.8.2 Street types regulations.

Downtown Mixed Use (A-Street)

a. Downtown Commercial Frontage Diagram

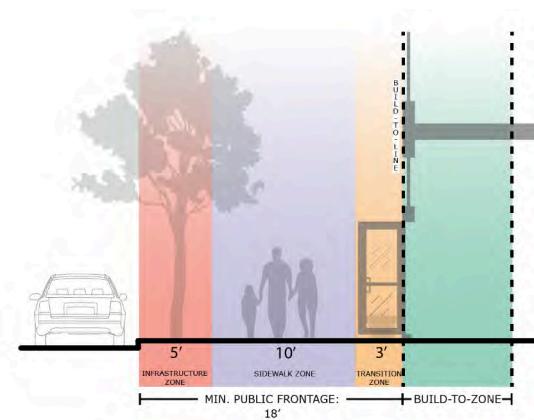


b. Downtown Mixed Use, A- Streets, are characterized by high pedestrian volumes which benefit from vibrant *shopfronts* and wide sidewalks intended to encourage pedestrians to linger and interact, while still providing ample room for pedestrian traffic.

- c. *Transition zone* character varies based on use (chairs and tables at restaurants or cafes, planted areas or stoops at residential entrances and sidewalk retail for stores).
- d. The amenities provided in the transition zone are permitted to encroach into the *sidewalk zone*, as long as an unobstructed pedestrian clearway of at least six feet is provided.

Downtown Commercial (B-Street)

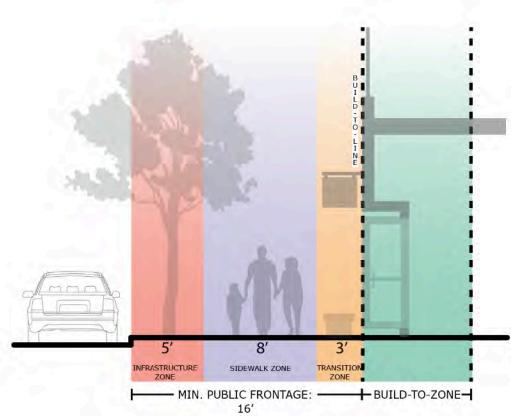
- a. Downtown Commercial Frontage Diagram



- b. Downtown Commercial, B- Streets, are categorized by high volumes of pedestrian activity, and a mix of commercial uses with *shopfront frontages*.
- c. The overall scale of these streets is slightly smaller than Downtown Mixed-Use, A- Streets, and have somewhat narrower sidewalks.
- d. The focus is on providing active *frontages* and many entrances to *shopfronts* featuring small businesses lining the street.
- e. Amenities provided in the *transition zone* are permitted to encroach into the *sidewalk zone* as long as an unobstructed pedestrian clearway of at least six feet is provided.

Boulevard (C-Street)

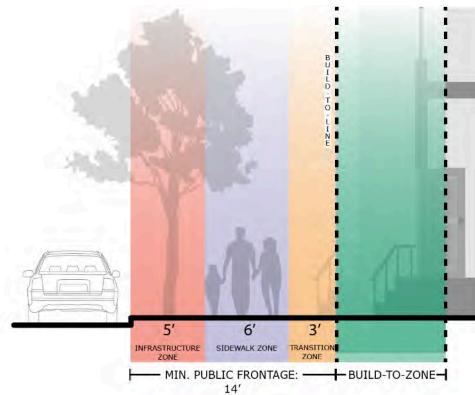
- a. Boulevard Frontage Diagram



- b. Boulevards, C-Streets, (Newbridge Road and Broadway) are New York State roadways (NY SR 106 and NY SR 107), are characterized by a strong building edge and continuous rows of trees to provide a buffer between pedestrians and high-speed traffic.
- c. Along boulevards, the *landscape, utility and infrastructure zone* provides an area where green infrastructure may be appropriate to reduce stress on the existing stormwater infrastructure

Neighborhood Connector (D-Street)

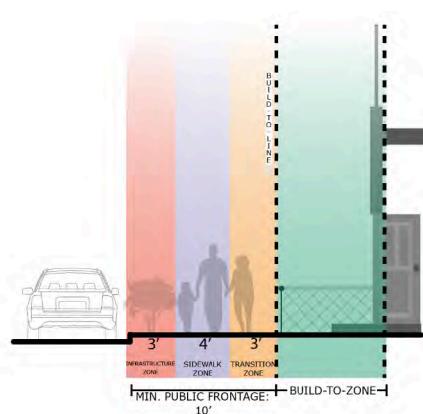
- a. Neighborhood Connector Frontage Diagram



- b. Neighborhood Connector, D-Street, balances the needs of visitors passing through the area with residents who live and work along the street.
- c. Regularly spaced trees and lighting in the *landscape, utility and infrastructure zone* provide unifying elements on streets.

Neighborhood Residential/Secondary Access (N & S Streets)

- a. Neighborhood Residential/Secondary Access Frontage Diagram



- b. Neighborhood Residential/Secondary Access, N&S Streets, are intended for slower speeds, less frequented/activated sidewalks and narrow *public frontage*.
- c. The *landscape, utility and infrastructure zone* can accommodate street trees, utilities, and a relatively narrow, but unobstructed sidewalk.

5.9.8.3 Table of *Public Frontage Requirements by Street Type*.

Street Type		Public Frontage				Build-to-Zone (feet)	
		Total Width Minimum/ Maximum (feet)	Landscape, Utility, and Infrastructure Zone Minimum (feet)	Sidewalk Zone Minimum (feet)	Transition Zone Minimum (feet)		
A	Downtown Mixed Use (A-Street)	22/23	6 to 8	10 minimum (12 preferred)	3	5	
B	Downtown Commercial (B-Street)	18/21	5 to 8	8 minimum (10 preferred)	3	5	
C	Boulevard (C-Street)	16/19	5 to 8	6 minimum (8 preferred)	3	5	
D	Neighborhood Connector (D-Street)	13/14	5	5 minimum (6 preferred)	3	8	
N	Neighborhood Residential (N-Street)	10/10	3	4	3	8	
S	Secondary Access Street (S-Street)	10/10	3	4	3	8	

5.9.9 Additional development requirements.

5.9.9.1 Hicksville Downtown Design Guidelines and Development Standards. New development and redevelopments shall follow the Hicksville Downtown Design

Guidelines and Development Standards which are provided as a supplement to this article.¹¹³

5.9.9.2 Signage. *Signs* shall be consistent with see § 246-11, with the following clarification and guidelines.

- A. For development within the HD-I and HD-II (other than for *townhouses*), *signs* may be permitted to encroach within the *transition zone* as designated by its *street type*.
- B. Lettering on awnings are treated as *signs*. The lettering shall be less than or equal to 12 inches in height and not cover more than 10 square feet. Only the name/logo and address/phone number of the business may be printed on the awning.

5.9.9.3 Landscaping. On-site irrigation systems, including watering systems and timers, are required to ensure proper maintenance and upkeep of landscaped areas.

113.Editor's Note: The HD Design Guidelines are included as an attachment to this chapter.

§ 246-6.
SITE PLAN REVIEW

6.1. Purposes.

It is hereby determined that there should be a formal public process of site plan review in the Town of Oyster Bay in order to help ensure that the future use, reuse, development and redevelopment of multifamily, senior citizen, conservation subdivisions and nonresidential properties will be planned and designed in such a way as to further the public health, safety and general welfare of the population. It is hereby further determined that there should be specific standards established in this chapter for such review and that such review should be incorporated in existing approval processes, wherever appropriate.

6.2. Approval required and approving agency.

6.2.1 Town Board approval. Site plan approval by the Town Board, after review and recommendation by the Department of Planning and Development, shall be required prior to the issuance of a *building* permit or certificate of occupancy, as follows:

6.2.1.1 All *structures* or uses that require special use permit approval by the Town Board.

6.2.1.2 All *structures* or uses that require change of zone approval by the Town Board.

6.2.2 Planning Advisory Board approval. Site Plan approval by the Planning Advisory Board, after review and recommendation by the Department of Planning and Development, shall be required prior to the issuance of a *building* permit or certificate of occupancy, as follows:

6.2.2.1 All *structures* or uses that do not require Town Board approval and are required to provide 50 or more additional parking spaces. **[Amended 7-22-2003 by L.L. No. 7-2003]**

6.2.2.2 All *structures* or uses that do not require Town Board approval, abut a residence district and are required to provide more than 15 additional parking spaces. **[Amended 7-22-2003 by L.L. No. 7-2003]**

6.2.2.3 Review by the Planning Advisory Board shall be required, prior to Town Board approval, for all *structures* or uses in RMF-6, RMF-10, RO and OB Districts, as well as places of worship, colleges and universities, customary agricultural operations and *country clubs* in all residence districts. **[Amended 7-22-2003 by L.L. No. 7-2003]**

6.2.3 Department of Planning and Development approval. Proposed *structures* or uses that do not meet the requirements of § 246-6.2.1 or 246-6.2.2 above shall require review and approval by the Department of Planning and Development using the standards of this section as a guide.

6.3. Application.

All site plan applications shall be submitted to the Department of Planning and Development on forms provided by that Department. They shall be accompanied by an affidavit prepared in accordance with § 246-14.9 of this chapter, fees or trust account deposits as required by § 246-6.4 of this chapter and 12 prints of a detailed site plan prepared by a legally qualified individual or firm, including but not limited to a registered architect, landscape architect or

professional engineer. Additional sets of prints may subsequently be required if Town Board and/or Planning Advisory Board review, the quantity of which shall be determined by the Department of Planning and Development. The site plan shall demonstrate that, insofar as practicable, all standards of this chapter have been met. All site plan applications shall include at least the following information, as applicable and appropriate:

6.3.1 General. Site plans shall be drawn on sheets not exceeding a size of 36 inches by 48 inches and to a convenient scale, but not less than one inch equals 20 feet unless otherwise approved by the Department of Planning and Development.

6.3.2 Legal data.

6.3.2.1 Name and address of *applicant*, and authorization by owner if different from *applicant*.

6.3.2.2 Name, address, signature and seal of the professional preparing the site plan.

6.3.2.3 Title of the development, date prepared and date of revisions, if any.

6.3.2.4 North arrow, scale and site vicinity map drawn to a scale of not less than one inch equals 600 feet.

6.3.2.5 Section, block and *lot* number(s).

6.3.2.6 Description of all existing and proposed deed restrictions or covenants.

6.3.2.7 Location, width and purpose of all existing and proposed easements, setbacks, reservations and areas dedicated to public use within or adjacent to the property.

6.3.2.8 Existing zoning of the property and all adjoining properties.

6.3.2.9 Zoning Information Chart, including an indication of any necessary variances. The chart shall include the following items and illustrate what is the minimum or maximum as required by this chapter and what is proposed to be provided for each, as applicable:

- Proposed use of *structure*.
- *Lot area* (square feet).
- *Lot width and frontage*.
- *Lot area per dwelling unit* (square feet).
- *Gross floor area per dwelling unit* (square feet).
- *Building coverage*.
- *Gross floor area* by use.
- *Floor area ratio*.
- *Front, side and rear yards*.
- *Building height* (stories and feet).
- Building dimensions.
- Area of usable *open space*.

- Off-street parking and loading spaces.
- Area of landscaped islands within parking *lot* perimeter.
- Yards, *building height* and *building coverage* of required *rear yard* for *accessory buildings*.

6.3.3 Natural features.

6.3.3.1 Topographic data at a maximum contour interval of two feet, showing existing and proposed contours, extended at least 10 feet onto adjoining properties.

6.3.3.2 Surface features, such as the location of rock outcrops.

6.3.3.3 Boundaries of any area subject to flooding or *stormwater* overflows, including flood hazard areas as established by the federal government.

6.3.3.4 Location of all existing *watercourses*, waterbodies, intermittent streams, *wetlands* and springs.

6.3.3.5 Description of vegetation on site, including existing landscaping, the location of existing wooded areas and all individual trees with a diameter of eight inches or more measured three feet above the base of the trunk.

6.3.3.6 Any other significant existing natural features.

6.3.4 Existing *structures* and utilities.

6.3.4.1 Location of all *structures* on the premises and approximate location of all neighboring *structures* within 100 feet of the *lot lines* of the premises.

6.3.4.2 Location of all existing public and private roads and rights-of-way, paved areas and sidewalks adjoining the property, including the names and paved widths of roads.

6.3.4.3 Locations, dimensions, grades and flow direction of existing sewers, culverts, water lines and other underground utilities within the property and within adjacent *street*, to the extent known or relevant.

6.3.4.4 Location of existing *fences* and screening.

6.3.4.5 All other existing improvements.

6.3.5 Proposed development.

6.3.5.1 Location and dimensions of all proposed *structures* (including length, width, floor elevations and height), with floor plans showing all proposed floor space by type of use and floor level.

6.3.5.2 Preliminary architectural plans showing at least three exterior elevations of the proposed *structure*, including dimensions, materials and colors to be used.

6.3.5.3 Location, width and finished grades of proposed public and private *streets*, driveways, roads and sidewalks, including pavement type and center line profiles. All slopes shall be indicated by percentage of grade. Elevations at center line of *street*, top of curb and at the *lot line* shall also be indicated on the profile. Where there is no

curb, the curb elevation shall be assumed to be equal to the elevation at the center line of the *street* and shall be so indicated.

6.3.5.4 Location, layout, finished grade, pavement specifications and curbing proposed for parking and loading spaces, including access drives.

6.3.5.5 Location, design and proposed screening of any outdoor storage areas, including proposed provisions for recycling and refuse storage and collection.

6.3.5.6 Approximate location of proposed utilities. Note: The submission of plans showing the location, size and design of all proposed water supply, sanitary sewerage, valves, hydrants and other such utility facilities, including connections to any existing such facilities, with profiles, may be required prior to the issuance of a *building* permit.

6.3.5.7 Approximate location of proposed *stormwater* drainage system. Note: The submission of plans showing the details of catch basins, dry wells, *recharge* basins and other related facilities and the calculation of expected storm drain loads and *stormwater* runoff to be accommodated by the proposed drainage system in accordance with all requirements of the Nassau County Department of Public Works may be required prior to the issuance of a *building* permit.

6.3.5.8 Landscaping plan, to include type, size, quantity and location of all plants and other landscaping materials to be used, with common and scientific names. Included in the plan shall be an indication of all existing vegetation to be retained, a line indicating the limit of the area of *disturbance* and the methods to be used to protect existing vegetation during the course of construction. Cross-sections shall be provided, as appropriate.

6.3.5.9 Snow removal management plan.

6.3.5.10 Type, location, design, shielding, illumination levels in footcandles and hours of operation of exterior lighting.

6.3.5.11 Location, type, size, typography, design, color and illumination of all *signs*.

6.3.5.12 Illustration of the ultimate potential development of the site, if the site plan application represents only a portion or phase of a larger possible development.

6.3.5.13 Estimate of earthwork, showing the quantity of any material to be imported to or removed from the site.

6.3.5.14 Description of measures planned to assure proper erosion and sedimentation control both during and after construction.

6.3.5.15 Statement from the *applicant's* engineer indicating the estimated cost of construction of all proposed site improvements.

6.3.6 Master signage plan required. For every project required to provide 50 or more parking spaces, a master signage plan shall be prepared. Such plan shall include at least the following:

6.3.6.1 The location of all existing and proposed signage.

6.3.6.2 Elevations of all existing *signs* identifying whether each *sign* is to remain.

6.3.6.3 Elevations of all proposed *signs* identifying the type, the vertical, horizontal and depth dimensions, color scheme, lettering or graphic style, the signage materials, the height, whether the *sign* is to be illuminated and, if so, details of the proposed illumination.

6.4. Application fees. [Amended 2-10-2004 by L.L. No. 4-2004; 10-16-2012 by L.L. No. 3-2012]

Each application for site plan approval shall be accompanied by a base application fee in an amount as determined by the Commissioner of the Department of Planning and Development. Where Planning Advisory Board or Town Board review is required, an additional fee in an amount as determined by the Commissioner of the Department of Planning and Development shall be paid. In addition, the *applicant* shall be required to fund the cost of outside consulting services to assist the approving agency with the review of applications, if such assistance is determined necessary by said agency. In such cases, the *applicant* shall provide additional funds to the Town for deposit into a trust account in an amount as determined by the Commissioner of the Department of Planning and Development.

6.4.1 When the balance in an *applicant's* trust account is reduced to 1/3 of the required initial deposit amount, the *applicant* shall deposit sufficient additional funds to restore the account up to at least the originally required balance, or such lesser amount as may be agreed to by the Department of Planning and Development. If such account is not replenished within 30 days after the *applicant* is notified, in writing, of such requirement, the approving agency shall immediately suspend its review of the application.

6.5. Public hearing/meeting.

6.5.1 Town Board. Where Town Board approval is required, upon receipt of the recommendation of the Department of Planning and Development or the Planning Advisory Board, as the case may be, and consistent with the timing requirements of the Town Environmental Quality Review Law,¹¹⁴ the Town Board shall consider the proposed site plan at the same public hearing as required for the special use permit or zoning change application. Town Board action with respect to the site plan shall be incorporated into its decision with respect to the special use permit or zoning change.

6.5.2 Planning Advisory Board. Where Planning Advisory Board approval is required, the matter shall be considered at a regular meeting of said Board, open to the public.

6.6. Notification of Town Board public hearing or Planning Advisory Board meeting.

6.6.1 Notification of Town Board public hearing shall be as required for the related special permit or zoning change application, as the case may be.

6.6.2 Notification of PAB meeting shall be by the posting of a *notification sign* in accordance with the provisions below along each *street frontage* of the subject property at least seven calendar days prior to the Planning Advisory Board meeting, where said Board is the approving agency.

6.6.2.1 *Notification signs* shall be at least six square feet in area, and shall consist of sturdy

¹¹⁴Editor's Note: See Ch. 110, Environmental Quality Review.

weatherproof material containing a white background and black legible letters at least two inches in height. The *sign* shall be placed in a location plainly visible from each *street* upon which the property fronts, but in no case more than 20 feet back from the *street*. If the property fronts on two or more *streets*, one such *sign* shall be placed along each of the most commonly traveled *street frontages* but, in any event, no more than two *signs* shall be required.

6.6.2.2 The *notification sign* shall read as follows:

ON THIS PROPERTY A (DESCRIBE PROPOSED ACTION) IS PROPOSED.
THIS MATTER WILL BE DISCUSSED AT A (IDENTIFY APPROVING
AGENCY) PUBLIC (HEARING OR MEETING) ON (FILL IN DATE) AT (FILL
IN TIME) AT (FILL IN LOCATION).

6.6.2.3 The *applicant* shall update the *notification sign(s)* at least seven days prior to each public meeting or hearing at which it is to be heard.

6.6.2.4 The *applicant* shall submit an affidavit to the Town Attorney or secretary of the Planning Advisory Board, as appropriate, at the public hearing/meeting attesting to the installation of the *notification sign*, as required herein.

6.6.2.5 The *applicant* shall remove the *notification sign(s)* within seven days after the close of the public meeting or hearing at which the application has been heard.

6.7. Conformity required.

No site improvements or change of use may be implemented, no construction shall commence and no permits shall be issued by applicable enforcement agents or officers of the town until after approval for said improvements or change of use is granted by the approving agency where such approval is required, and all modifications and conditions as set forth in said approval are certified as having been met, as evidenced by the signature of the Town Superintendent of Planning of the Department of Planning and Development, on the site plan, except as may be otherwise specifically provided for in the resolution of site plan approval. Continued compliance with all such conditions shall be a requirement of the continued validity of any *building* permit or certificate of occupancy issued pursuant thereto.

6.8. Expiration.

6.8.1 The approval of a signed site plan shall expire in the event that:

6.8.1.1 An application has not been made for a *building* permit or a certificate of occupancy within one year after the date the site plan was signed.

6.8.1.2 All construction in accordance with the approved site plan has not been completed within three years after the date the site plan was signed.

6.8.1.3 Construction in accordance with the site plan substantially ceases, prior to completion, for a period of one year or more after commencement.

6.8.2 Any application for extension, on an annual basis, shall be made by the *applicant* to the Department of Planning and Development prior to the expiration of the specific time period sought to be extended, and with the permission of and upon the recommendation of the

Commissioner of Planning and Development, may be sought after the expiration of the specific time period sought to be extended, but in no event shall any extension extend the period beyond four years from the date the site plan was approved, or an amended site plan was reviewed, unless a new SEQRA determination has been made. Any application for extension shall be accompanied by a fee as determined in accordance with the fee schedule established by the Commissioner of the Department of Planning and Development. The approving agency may extend all time limits for good cause shown, if said agency deems such extension warranted. [Amended 6-26-2018 by L.L. No. 6-2018]

6.9. Amendments.

- 6.9.1 Minor amendments. During the course of construction, the Department of Planning and Development, or any duly authorized designee, may approve minor adjustments to the approved site plan where such adjustments are deemed to be necessary or appropriate. Such minor adjustments must be consistent with the basic concepts of the approved site plan.
- 6.9.2 Substantial amendments. Where unforeseen conditions are encountered which require any change to an approved site plan which the Department of Planning and Development, or any duly authorized designee, considers substantial, or where the *applicant* wishes to modify the approved site plan for other reasons, an amended site plan shall be filed for review and approval submitted in accordance with the same procedures and fees as required for the original application.

6.10. General standards.

In considering proposed site plans, the reviewing agency will be guided by the purposes of this chapter, including the purposes of the applicable zoning district or districts, the specific off-street parking and site design standards as set forth in this chapter and the following general standards:

- 6.10.1 The opportunity for safe, adequate and convenient vehicular and pedestrian traffic circulation both within and without the site. At least the following aspects of the site plan shall be evaluated to determine conformity to this standard:
- 6.10.1.1 The effect of the proposed development on traffic conditions on existing *streets*.
 - 6.10.1.2 The number, locations and dimensions of vehicular and pedestrian entrances, exits, drives and walkways.
 - 6.10.1.3 The adequacy of safe visibility at all exit points of the site. The driver of an automobile should have an unobstructed view of the *street* for the distance necessary to allow safe entrance into the traffic stream.
 - 6.10.1.4 The location, arrangement and adequacy of off-street parking and loading facilities.
 - 6.10.1.5 Interconnection of parking facilities via access drives between adjacent *lots*, designed to provide maximum safety, convenience and efficiency of traffic circulation, and to minimize curb cuts on neighboring *streets*.
 - 6.10.1.6 Patterns of vehicular and pedestrian circulation both within the boundaries of the development and in relation to the adjoining road and sidewalk system.
 - 6.10.1.7 The location, arrangement and adequacy of facilities for the physically

handicapped, such as ramps, depressed curbs and reserved parking spaces.

6.10.1.8 The location, arrangement and adequacy of landscaping within and bordering parking facilities and loading spaces.

6.10.1.9 The adequacy of fire lanes and other emergency facilities and services. The *applicant* shall be required to allow enforcement of parking and traffic circulation restrictions by local police, fire and town officials, as determined appropriate.

6.10.2 The protection of environmental quality and the preservation and enhancement of property values. At least the following aspects of the site plan shall be evaluated to determine conformity to this standard:

6.10.2.1 The location, height and materials of walls, *fences*, hedges and plantings so as to ensure harmony with adjacent development, screen parking facilities and loading spaces and to conceal storage areas, refuse areas, utility installations and other such features.

6.10.2.2 The prevention of *dust*, erosion and drainage onto adjacent properties both during and after construction, through the planting of ground cover or the installation of other appropriate protective devices and/or ground surfaces.

6.10.2.3 The preservation of natural features such as *wetlands*, unique wildlife habitats, historic *structures*, major trees and scenic views both to and from the site.

6.10.2.4 The arrangement, type and design of signage and exterior lighting.

6.10.2.5 The design and arrangement of *buildings*, *structures* and accessory facilities (such as air conditioning systems, public address systems, etc.) so as to achieve minimum and acceptable noise levels at the property boundaries.

6.10.2.6 The provision of adequate storm and surface water drainage facilities so as to properly drain the site while maximizing groundwater *recharge*, minimizing downstream flooding and preventing the degradation of water quality.

6.10.2.7 Access to sunlight as related to *building* siting, orientation and landscaping, as well as present and potential future solar energy systems.

6.10.2.8 The design and arrangement of facilities to accommodate both refuse and recycling storage containers.

6.11. Site plan review required for demolition permits in Oyster Bay Hamlet Residence Design District. [Added 2-13-2007 by L.L. No. 4-2007]

In addition to the previously described site plan reviews as required by this section, it is hereby also determined that there should be a public process of site plan review required prior to the issuance of demolition permits for existing *dwellings* when such *dwellings* are located in the Oyster Bay Hamlet Residence Design District. This review process is limited to *dwellings* which are more than 50 years old at the time of application for the demolition permit. The specific purpose of this process is to assure that the historic and/or architectural character of the site and the neighborhood in which it is located will not be adversely impacted by the demolition of a *dwelling* and the planned redevelopment of the site on which it is located.

6.11.1 Planning Advisory Board approval. Except where the Commissioner of the Department of Planning and Development determines that an emergency exists which requires immediate action (pursuant to § 96-20 of the Town Code), site plan approval by the Planning Advisory Board shall be required prior to the issuance of a demolition permit for any *dwelling* located in the Oyster Bay Hamlet Residence Design District which was originally occupied and/or was issued its original certificate of occupancy more than 50 years prior to the date of application for the demolition permit.

6.11.2 Public meeting and notification requirements. All requirements for the conduct of a Planning Advisory Board public meeting, including the notification requirements for such a meeting, as set forth in §§ 246-6.5 and 246-6.2 of this chapter, shall be complied with.

6.11.3 Application fees. Each application for Planning Advisory Board approval of a demolition permit shall be accompanied by an application fee in an amount as determined by the Commissioner of the Department of Planning and Development. **[Amended 10-16-2012 by L.L. No. 3-2012]**

6.11.4 Application. All applications for site plan approval of a demolition permit shall, in addition to all other administrative requirements for demolition permits of the Department of Planning and Development, be accompanied by plans for the proposed redevelopment of the site if the demolition permit is granted. Such plans shall indicate whether any subdivision or resubdivision of the property will be proposed and whether variances therefor will be required. The application shall also include site plans, floor plans and *building* elevations of any proposed new *dwelling(s)* which will replace the *dwelling* to be demolished. The site redevelopment plan shall demonstrate that, insofar as practical, all standards of this chapter have been met. Such site redevelopment plan shall also, as appropriate, comply with the requirements of Subsection 6.3 above. The application shall be accompanied by an affidavit prepared in accordance with § 246-14.9 of this Chapter and 12 prints of the proposed redevelopment plans prepared by a legally qualified individual or firm, including but not limited to a registered architect, landscaped architect or professional engineer. Additional sets of prints may subsequently be required for Town Board and/or Planning Advisory Board review, the quantity of which shall be determined by the Department of Planning and Development.

6.11.5 General standards. In considering the proposed site redevelopment plans prepared in connection with the requested demolition permit, the Planning Advisory Board shall be guided by the general purposes of this chapter as well as the specific purposes of: protecting historic or potentially historic (over 50 years old) *structures*; assuring that the redevelopment of the site will be planned and designed in a manner which will be consistent with the architectural character and scale of the neighborhood in which the property is located; preserving property values; and where appropriate, furthering the objectives of the Town's Landmarks Preservation Ordinance.¹¹⁵

¹¹⁵.Editor's Note: See Ch. 143, Landmarks Preservation.

§ 246-7.

SITE DESIGN STANDARDS**7.1. Landscaping.**

All portions of *lots* subject to site plan and/or special use permit review which are not covered by *buildings*, *structures*, parking and loading areas, sidewalks or similar impervious surfaces shall be permanently maintained as natural *open space* or suitably landscaped, in accordance with specifications approved as a part of the site plan, so that the site development will present an attractive appearance, provide cooling shade, promote groundwater *recharge*, preserve and enhance property values, buffer neighboring *streets* and properties and complement the character of surrounding development.

7.1.1 The selection, amount and location of all landscaped materials shall be based upon considerations of its intended purpose, taking into consideration the need for minimal maintenance, minimal water usage and general compatibility with pedestrians and motor vehicles.

7.1.2 Maintenance required. All landscaping as shown on approved plans shall be maintained in a vigorous growing condition. Any plants not so maintained shall be replaced with healthy new plants of comparable size, type and quality at the beginning of the next immediately following growing season. Satisfactory assurance of such maintenance shall be a condition of development approval and of continued conformity with this Code.

7.2. Buffer screening areas. [Amended 7-22-2003 by L.L. No. 7-2003]

Notwithstanding the requirements of § 246-7.2.1 of this section, a buffer screening area of not less than 10 feet in width and five feet in height shall be provided along all *lot lines* where properties containing *principal* nonresidential uses abut residence districts and where properties containing *principal* multifamily residence uses abut single-family residence districts. In addition, a buffer screening area shall be required where such uses are separated by a road with a right-of-way width of 50 feet or less. Within such buffer area shall be located evergreen planting and/or fencing of such type, height, spacing and arrangement as will screen the activity on the site from the neighboring residential area. Non-evergreen planting may be used to seasonally supplement evergreen planting but shall not take its place. The plan and specifications for such planting shall be filed with the proposed plans for the use of the *lot*. The buffer area shall only be interrupted by approved access driveways and pedestrian walkways, including any related area required to provide safe sight distance. Any significant physical changes, including regrading, removal of existing and/or approved trees and vegetation or *disturbance* of existing and/or approved walls and *fences* within the buffer area, shall require the permission of the Department of Planning and Development. The buffer screening requirements may be modified or waived by the reviewing agency in situations where it determines that adjoining land uses, topographic features or existing vegetation already satisfy the intended purpose. A landscaped berm, wall or *fence* of location, height, design and materials determined suitable by such agency to be substituted for or to supplement the required buffer planting. In the case of a *fence*, the good side shall face the neighboring property.

7.2.1 In the ORD and LI Nonresidence Districts, the regulations shall be the same as in the previous section, except that a ten-foot planting strip of evergreen growth at least eight feet in height shall be required along any *rear* or *side lot line* which is contiguous to or across the *street* from any residence district. No such screening shall, however, be permitted

within 20 feet of a front property line. In the event that the width of any ORD and LI property shall exceed 300 feet at the *building* line, and it is adjacent and contiguous to any residence district, no *principal building* shall be erected thereon within 60 feet of any residential property line. So much of the setback which is not required for the above-described planting strip may be used for driveway or parking purposes.

- 7.2.2 Where a property in an RMF, RNG, RPH or RSC Residence District or in a nonresidence district or containing any nonresidence use is located within or abuts a residence district and a *fence*, hedge or other screen is required by the reviewing agency, such planting screen or other *fence* shall be so designed as to prevent debris from being windblown or transported to the neighboring residential premises, and shall also be so designed and installed as to prevent any and all reflection of lights, whether permanently installed on such nonresidence property or from automobiles or other sources, from being cast upon adjacent or neighboring residentially zoned property. Where a planting screen is required by the reviewing agency to be installed in compliance with this section, the agency may determine that it is also necessary to install and maintain a woven wire *fence* to prevent paper and debris from being carried or blown through or under such planting screen.
- [Amended 11-9-2004 by L.L. No. 16-2004]

7.3. Exterior lighting.

All exterior lighting accessory to multifamily or nonresidence uses, and all exterior lighting of recreation facilities accessory to a residence use, including pole- and *building*-mounted area lighting and the lighting of *signs*, shall be of such type and location and shall have such shielding as will prevent the source of light from being visible from any adjoining *streets*, public areas and neighboring properties and prevent objectionable glare observable from such *streets* or properties. The height and lighting intensity of exterior lighting fixtures shall be determined on a case-by-case basis by the site plan reviewing authority, which shall consider the size, nature and location of the proposed use, and the site's relationship to neighboring properties and uses. In general, the height and lighting intensity of exterior lighting fixtures shall not exceed 24 feet and/or 400 watts, respectively. The maximum height for freestanding lighting or building mounted lighting on nonresidential properties which abut a residential property shall be 14 feet. Lighting levels for nonresidential uses shall generally not exceed an average intensity of three footcandles, nor be an average of less than 0.5 footcandle at pavement level. Exterior lighting shall be extinguished within one hour of the closing of the business or nonresidence use, except for such illumination as may be permitted by the reviewing agency for property protection and security purposes. No neon or other such lighting outlining a *building*, *structure* or other architectural feature is permitted.

7.4. Pedestrian circulation.

Overall site design shall take into consideration pedestrian safety and scale through the inclusion of walkways, landscaping, awnings, covered arcades and *open spaces*, plazas and other gathering places, as well as enhance the pedestrian experience by presenting a varied appearance at *street* level of *building* facades and limiting blank wall exposure, as appropriate to the proposed use and its location. The use of covered outdoor spaces such as loggias, arcades and colonnades shall be encouraged, as appropriate, in order to provide weather protection, transition between indoors and outdoors and to add visual interest, shadow and depth to *building* elevations. Walkways and pedestrian plazas shall offer a variety of pigments and textures which are in harmony with the planned character of the area, and are safe for pedestrian traffic, including the handicapped.

Walkways shall be planted with regularly spaced, salt-tolerant shade trees, selected with regard to the scale of the area in which they are located, as well as the height and spacing of exterior lighting, and the need to maintain visibility of storefront displays, *signs* and other features.

7.5. Design and layout of off-street parking and loading.

7.5.1 Dimensional requirements. All off-street parking and loading facilities shall comply with at least the following minimum dimensional requirements:

7.5.1.1 Standard parking spaces. Except as set forth below, all off-street parking spaces shall be at least nine feet in width and 18 feet in length, except as follows:

7.5.1.1.1 Senior citizen parking. A width of 9.5 feet shall be required for parking spaces in senior citizen housing developments.

7.5.1.1.2 Employee parking. Employee and commuter parking spaces, which are intended for long-term use with low turnover, may be a minimum of 8.5 feet in width where permitted. For retail or service businesses, or other similar types of uses designed to attract the general public, such reduced-width employee parking spaces shall not exceed 10% of the total required or provided parking, whichever is less. All employee parking spaces shall be clearly identified and limited in their use by appropriate location, signage and/or pavement markings.

7.5.1.1.3 Handicapped-accessible parking spaces. Parking spaces for the handicapped shall be at least eight feet in width and shall have an adjacent access aisle at least eight feet in width, or as otherwise required by the New York State Uniform Fire Prevention and *Building* Code. The minimum number of accessible spaces shall also be as required by state code. An eight-foot-wide access aisle may be shared by two adjacent handicap parking spaces and shall be part of an accessible route to the *building* or use which it is designed to serve. The minimum vertical clearance for handicapped-accessible spaces and vehicular access routes to and from such spaces shall be nine feet six inches on the entry level of any parking *structure* and eight feet two inches on all other levels. Such spaces shall be appropriately located and clearly identified and limited in their use by appropriate signage and pavement markings.

7.5.1.2 Loading spaces. All off-street loading spaces shall be at least 14 feet in width, 40 feet in length and 14 feet in height, except 12 feet for adjacent spaces or as may be reduced by the reviewing agency due to the unique nature of the proposed use.

7.5.1.3 Angled and parallel parking. All parking spaces shall be designed at a ninety-degree angle with a twenty-four-foot wide two-way maneuvering aisle unless a different width or angle is permitted or required based upon the unique size, shape and/or function of the parking facility. In those circumstances where does permit parking at an angle other than 90° is permitted, circulation in each maneuvering aisle shall be limited to one-way only. The following is a table of minimum parking space and maneuvering aisle dimensions (see also Figures 7-1, 7-2 and 7-3 at the end of this chapter, which graphically illustrate these requirements):

Minimum Parking Space and Maneuvering Aisle Dimensions					
Parking Angle (Degrees)	Parking Space Dimension to Wall (Feet)	Parking Space Dimension to Interlock (Feet)	Maneuver-ing Aisle Width (Feet)	Wall to Wall Double Parking Bay Dimension (Feet)	Interlock to Interlock Double Parking Bay Dimension (Feet)
90	18.0	18.0	24.0	60.0	60.0
75	19.5	18.5	21.0	60.0	58.0
60	20.0	17.75	17.5	57.5	53.0
45	19.0	15.75	15.0	53.0	46.5
0	9.0	22.00	15.0	33.0	NA

NA: Not Applicable

7.5.2 Access. Access to all off-street parking and loading facilities shall be designed in accordance with the following requirements:

7.5.2.1 Access driveways. All off-street parking and loading spaces shall be provided with unobstructed access. They shall be designed to prevent the backing of any vehicle across the sidewalk or into a *street*, except at locations specifically designed for such purposes where no reasonable alternative is available and approval has been granted by the approving agency. Access driveways connecting off-street parking and loading facilities to the *street* or *streets* from which they derive access shall be designed in accordance with the following requirements:

7.5.2.1.1 *One- and two-family dwellings* shall be connected to the *street* with a driveway having a radius return at each intersection corner of not less than five feet. Such driveways shall not exceed a grade of 10% where graded away from the *structure* and 8% where graded towards the *structure*, except that a grade of up to 12% may be allowed by the reviewing agency for a driveway serving a *one-family dwelling*, provided said agency determines that such grade would be appropriate for the purpose of reducing environmental impact. The driveways shall also not exceed a grade of 5% within 25 feet of the curbline of the *street*.

7.5.2.1.2 Access driveways serving multifamily and nonresidence uses shall be not less than 20 feet in width and shall be connected to the *street* with a radius return at each corner of not less than 10 feet. The driveways shall not exceed a grade of 5%, except that a seven-percent grade may be allowed where determined appropriate for the purpose of reducing environmental impact. The driveways shall also not exceed a grade of 3% within 40 feet of the curbline of the *street*. Notwithstanding the above, lesser dimensions may be allowed for a driveway providing access to fewer than 20 parking spaces. Similarly, greater dimensions may be required where determined necessary based upon the number of spaces served and/or the nature of the intended use.

7.5.2.1.3 All areas designed for parking and/or loading shall have a grade of not more than 5%.

7.5.2.2 Interconnection of off-street parking facilities. In order to provide maximum safety and efficiency, minimize curb cuts and encourage convenient traffic flow, the interconnection of parking facilities via access drives within and between adjacent lots may be required. To help assure the accomplishment of this, the reviewing agency may require written assurance, such as deed restrictions, in a form satisfactory to the Town Attorney, binding the owner and the owner's heirs and assigns to provide and/or permit, and to maintain, such interconnections.

7.5.3 *Parking structures.* *Parking structures* shall comply with the dimensional requirements for *principal buildings* in the district in which they are located. *Parking structures* shall not be included as part of the maximum *floor area* ratio on a property.

7.5.4 Landscaping and screening. Except for off-street parking facilities and spaces accessory to a *one- or two-family dwelling*, all off-street parking and loading facilities shall be curbed, screened and landscaped with appropriate trees, shrubs, ground cover and other plant materials to assure the establishment of a safe, convenient and attractive facility. Such landscaping and screening shall be planted and maintained in accordance with the following guidelines (except as such may be modified or waived by the site plan approving agency): [Amended 7-22-2003 by L.L. No. 7-2003]

7.5.4.1 Landscaping. In all off-street parking areas which contain 50 or more parking spaces, excluding parking *structures*, at least 10% of the total parking facility within the parking perimeter shall consist of raised landscaped islands, as follows:

7.5.4.1.1 Raised landscaped islands shall be located at the ends of each parking bay which contains 10 or more spaces, and separating adjacent rows of parking spaces at least every second parking bay, as determined necessary by the reviewing agency to properly guide vehicle movement, to provide adequate space for plant growth and vehicle overhang, to provide adequate space for pedestrian circulation where appropriate and to otherwise provide for improved traffic circulation, pedestrian safety and aesthetics. Such raised landscaped islands and the plantings within them shall be designed and arranged so as to provide vertical definition to major traffic circulation aisles, entrances and exits, to channel internal traffic flow, to prevent indiscriminate diagonal movement of vehicles and to provide cooling shade and relief from the visual impact, monotony and heat of large expanses of paved areas.

7.5.4.1.2 The minimum width of landscaped islands shall be six feet where located at the ends of parking bays and eight feet where separating opposing rows of parking spaces or adjacent to circulation aisles. All corners shall be rounded with a curb radius of not less than three feet but otherwise as required.

7.5.4.1.3 The landscaping of off-street parking areas shall include at least one shade tree of not less than four inches' caliper for each six parking spaces. Main traffic circulation aisles shall be emphasized with such shade trees. Other landscaped islands may be planted with flowering trees and/or other plantings, as appropriate. This is in addition to ground cover, shrubs and hedges which are to be provided where appropriate to serve their intended function but not interfere with safe sight distance for pedestrians and vehicles. The selection of shade trees shall take into consideration the Town Street Tree List.¹¹⁶

7.5.4.1.4 Non-landscaped islands may also be permitted, if appropriate for pedestrian

circulation, snow storage and similar purposes. Such islands shall not be less than four feet in usable width.

7.5.4.1.5 Where curbs are kept to a maximum height of six inches, 1.5 feet of the required parking space depth may be allowed to overhang islands, provided there is no interference with sidewalks or landscaping. Such bumper overhang area shall be considered part of the parking space and shall not be counted toward meeting minimum yard setbacks or buffer area requirements.

7.5.4.2 *Parking structures.* Planters or other forms of landscaping to be provided on the top level of a parking *structure*, in addition to landscape screening of the *structure* itself.

7.5.4.3 *Screening.* In addition to buffer areas required pursuant to § 246-7.1 and 7.2 above, all off-street parking and loading facilities shall also be attractively landscaped along their periphery. Such landscaped screening shall be a minimum of six feet in width, excluding permitted vehicle overhang areas. It shall consist of evergreen planting of such type, height, spacing and arrangement as, in the judgment of the approving agency, will serve the intended function. The approving agency may allow or require a landscaped berm, wall or *fence* of location, height, design and materials determined suitable by such agency to be substituted for or to supplement the required screen planting.

7.5.5 *Waiver of improvement.* Where the agency reviewing a site plan determines, in connection with its review of such site plan, that less than the required number of parking or loading spaces will satisfy the intent of this chapter because of the unique nature of the proposed use, variations in the probable time of maximum use by joint users or for any other reason, the reviewing agency may waive or "landbank" the improvement of not more than 1/3 of the total number of spaces as required by this chapter. In all cases, it shall be expressly demonstrated on the site plan that sufficient area remains for the future provision of the total number of spaces required. Such unimproved or "landbanked" spaces shall be maintained as additional landscaped area until and unless required for parking or loading use. Written guarantees, satisfactory to the Town Attorney, shall be submitted by the *applicant*, insuring the improvement of such spaces within six months of the date of written notice to the property owner by the agency stating that all or a portion of such spaces have been determined to be necessary and shall be constructed.

7.6. Refuse and recyclables storage. [Amended 7-22-2003 by L.L. No. 7-2003]

Adequate facilities for the storage and disposal of refuse and recyclables shall be provided in all districts in accordance with § 182-9 of the Code of the Town of Oyster Bay. All multifamily and nonresidence uses shall temporarily store refuse and recyclables in containers kept in a screened and/or enclosed location and designed in such fashion as to be fireproof, and to prevent access by rodents, insect breeding, fire or other hazards and the blowing away of refuse. Where feasible and appropriate, a masonry refuse enclosure with a finished architectural appearance shall be provided. The Department of Planning and Development may require that *restaurants*, *catering establishments* and similar uses remove waste material from the premises daily, with the exception of Sundays and holidays.

116. Editor's Note: See Ch. 225, Trees.

7.7. Outdoor storage.

Except where otherwise specifically permitted by this chapter or by any other code or regulation of the Town of Oyster Bay, no outdoor storage of any kind, nor outdoor display of goods for sale, shall be permitted in any district.

7.8. Hours of operation.

In order to promote the public health, safety and welfare, or as necessary to otherwise implement the intent of this chapter, the reviewing agency may establish reasonable limitations on the hours of operation of any nonresidence use when such use is of a nature or location that could reasonably be expected to have a significant impact on neighboring residences at unreasonable hours of the day. Any such limitations imposed shall also include limits on hours of delivery, the operation of property maintenance equipment and any other potential sources of noise disturbance.

7.9. Pavement. [Amended 4-25-2006 by L.L. No. 5-2006]

In R1 Residence Districts, there shall not be any paving designed for driveway or parking purposes located within the required *side* or *rear yards*, excluding a driveway necessary in order to provide safe access to a parking space or garage in the rear of the *lot*. Sidewalks not exceeding three feet in width are also permitted within the required *side* or *rear yards*.

7.10. Property maintenance.

The owner shall keep the exterior part of all *building(s)* and *structure(s)*, as well as landscaping and paved areas, in good repair and free from deterioration which would make such *building*, *structure* or other feature hazardous or unsightly, as determined by the Department of Planning and Development. All property owners shall comply with the requirements of Chapter 182 (Property Maintenance) of the Code of the Town of Oyster Bay.

§ 246-8.

OFF-STREET PARKING AND LOADING**8.1. Purposes.**

All *structures* and uses shall be provided with a sufficient amount of off-street parking and loading spaces for employees, residents, visitors, clients, patrons and other *persons* who are likely or expected to be at such *structures* or uses, but not less than the minimum requirements of this chapter. No certificate of occupancy shall be issued for any *structure* or use, whether new or changed, until all required off-street parking and loading spaces have been established in accordance with this chapter. The continued operation of such spaces in accordance with the requirements of this chapter shall be required as a condition of the continued validity of the certificate of occupancy.

8.2. Spaces required.

8.2.1 Schedule of Off-Street Parking and Loading Space Requirements. The Schedule of Off-Street Parking and Loading Space Requirements (located at the end of this section) presents the minimum parking and loading space requirements of this chapter. The Hicksville Downtown Subdistricts Schedule of Off-Street Parking and Loading Space Requirements is provided in § 246-5.9. Where there is more than one use, the minimum requirements shall be cumulative, except where shared use of parking or loading spaces is permitted herein. For uses that do not fall within the categories listed, or for uses where no minimum number of spaces is specified, the Department of Planning and Development shall recommend to the approving agency the minimum parking and loading space requirements based upon the specific nature of the proposed facility or use, and the approving agency shall establish the requirements in each case on that basis. Required off-street parking spaces shall be provided on the same *lot* with the *structure* or use they serve, except as provided in § 246-8.2.4 below, and may be located within a *building* or *structure*, or in a *side* or *rear yard*. **[AMENDED 2-23-2021 by L.L. No. 1-2021]**

8.2.2 Shared use. Where an *applicant* satisfactorily demonstrates that the capacity of its proposed parking and/or loading facilities will satisfy the purpose of this chapter by reason of variation in the probable time of maximum use, the approving agency may approve the shared use of such reduced-size facilities pursuant to § 246-7.5.5.

8.2.3 Attendant parking. Attendant or valet parking may be permitted by the approving agency to satisfy the off-street requirements of this chapter, provided the following conditions are met:

8.2.3.1 Such attendant parking is customary and appropriate for the use it is intended to serve.

8.2.3.2 A sufficient number of valets are to be made available at all hours of the day and night and all days of the week.

8.2.3.3 Queuing areas are to be provided as determined necessary by the reviewing agency, but in no case are they to have a capacity of less than 5% of the total number of approved attendant parking spaces.

8.2.3.4 Deed restrictions, in form satisfactory to the Town Attorney, shall be prepared and filed by the property owner guaranteeing continued use of parking attendants or valets

for as long as the uses or *structures* they serve shall be continued.

8.2.4 Off-site parking. Required off-street parking facilities shall be provided on the same *lot* with the *structure* or use which they serve, except as follows: [Amended 7-22-2003 by L.L. No. 7-2003]

8.2.4.1 The site plan approving agency may allow all or part of the required parking spaces to be located entirely within 300 feet of the perimeter of the *lot* containing the *structures* or uses to be served, provided such parking is a lawful use in the district in which it is to be located and further provided that the site plan approving agency determines that it is impractical to provide parking on the same *lot* with the *structures* or uses being served.

8.2.4.2 Where the site plan approving agency approves the location of such parking spaces on a *lot* different from the *lot* occupied by the *structures* or uses to be served, a legal instrument, satisfactory to the Town Attorney, shall be required to assure the continued use of said parking spaces in connection with the *structures* or uses served.

8.2.5 Parking for existing *structures* and uses. *Structures* and uses in existence or for which *building* permits have been issued prior to the effective date of this chapter shall not be subject to the parking or loading space requirements of this chapter, provided that any parking and loading facilities existing or approved to serve such *structures* or uses shall not in the future be reduced or redesignated to serve other *structures* or uses, except to the extent that they exceed such requirements. At the time of any enlargement or expansion of existing *structures* or uses in the future, the following requirements shall apply:

8.2.5.1 Required parking and loading facilities for that part of the *structure* or use which constitutes an enlargement or expansion shall be provided in accordance with all requirements of this chapter.

8.2.5.2 Parking and loading facilities shall be provided to serve the existing portion of such *structure* or use in accordance with all currently applicable standards and requirements of this chapter.

8.2.5.3 Reduction or elimination of any parking or loading spaces which may already exist to serve an existing *structure* or use shall not be permitted except to the extent that they exceed the requirements of this chapter for such *structure* or use.

8.2.5.4 At the time of any change of use in an existing *structure* which would result in an increased off-street parking or loading space requirement, the additional parking or loading spaces so required shall be provided in accordance with all applicable requirements of this chapter.

8.2.6 Off-street parking in residence districts. Other than as specified elsewhere in this chapter, off-street parking in residence districts shall be permitted only for private passenger vehicles, currently registered and in active use, and only on paved surfaces. Such parking may only be located within: (a) a *side* or *rear yard* so long as such spaces are located outside of the minimum required *side yard* or *rear yard*; (b) that portion of the required *front yard* immediately contiguous to the extension of either required *side yard*, (c) that portion of the required *front yard* immediately contiguous to and an extension of a garage which is integral with the residence *structure* and has its entrance door within the front wall thereof; or (d) in front of a *building* but beyond the minimum required *front yard* in the

case of circular driveways with two curb cuts. [Amended 7-22-2003 by L.L. No. 7-2003; 4-25-2006 by L.L. No. 5-2006]

8.2.6.1 Driveways. A private driveway for a one- or *two-family dwelling* shall be a minimum of nine feet in width.

8.2.6.2 Common driveways. A common driveway that is intended to serve two, three or four *one-family dwellings* shall be a minimum of 12 feet in width.

8.2.6.3 Pass-by areas. Any driveway that is in excess of 300 feet in length shall have a pass-by area where the driveway is at least 16 feet in width for a distance of at least 25 feet at approximately its halfway point.

8.2.6.4 Tandem parking for no more than two parking spaces is permitted without approval from the Zoning Board of Appeals for all single-family, two-family, parent/child residences and *home offices*. Tandem parking is not permitted to be counted toward meeting the minimum parking requirements in the RNG District. [Added 11-9-2004 by L.L. No. 16-2004]

8.2.7 In all nonresidence districts other than the OB District, required off-street parking spaces may be located in a required *front yard*, but not less than six feet from the *front lot line* nor less than 10 feet from the curb or sidewalk line, whichever requirement is more restrictive. Off-street parking in the OB District is subject to the standards of § 246-5.4.5.2 of this chapter. Required off-street parking spaces may be located in a required *side* or *rear yard*, but not less than six feet from the *side* or *rear lot line*, except where a coordinated parking plan with adjacent nonresidential use is shown on a Town-approved site plan. Below grade parking and on grade parking located directly below a building are not permitted in any nonresidence district unless specifically authorized by another provision in this Code. [Amended 6-14-2022 by L.L. No. 6-2022]

8.2.8 Loading facilities. Off-street loading spaces may be located within a *building*, within a required *side* or *rear yard* or within a required off-street parking facility, provided such spaces do not interfere with traffic or pedestrian circulation, emergency access or access to any parking space.

8.3. Setbacks. [Amended 9-21-2004 by L.L. No. 11-2004]

In RMF, RNG, RPH and RSC and nonresidence districts, and on any property containing a principal nonresidence use in an RI Residence District, off-street parking and loading spaces shall be set back from *front*, *side* and *rear lot lines* to the extent necessary to provide landscaped buffer areas in accordance with the requirements of the site design standards of this chapter.¹¹⁷ Except where located within or adjacent to an RI Residence District, enclosed off-street parking and loading spaces which are below existing grade and covered with grade level landscaping shall not be required to comply with the *building* setback requirements of this chapter, provided that their location and design is approved by the Town Board.

8.4. Improvement. [Amended 7-22-2003 by L.L. No. 7-2003]

All off-street parking and loading facilities shall be improved and maintained in accordance with plans and specifications approved by the reviewing agency or official.

¹¹⁷Editor's Note: See § 246-7, Site Design Standards.

8.4.1 Pavement. All off-street parking and loading facilities, including turnaround areas, in RMF, RNG, RPH, RSC and nonresidence districts, and on any property containing a principal nonresidence use in an R1 Residence District, shall be surfaced with asphaltic concrete or stone concrete, or as otherwise permitted in the "Individual Building Site Plan Rules and Regulations" of the Department of Planning and Development. [Amended 9-21-2004 by L.L. No. 11-2004]

8.4.2 *Grading* and drainage. All off-street parking and loading facilities shall be provided with a drainage system designed to direct all runoff to an appropriately designed and approved *stormwater recharge* facility. The reviewing agency may also require the installation of oil separators. No area shall be pitched so as to drain across a sidewalk, into a *street* or onto any neighboring premises. [Amended 7-22-2003 by L.L. No. 7-2003]

8.4.3 Space delineation. In RMF, RNG, RPH, RSC and nonresidence districts, and on any property containing a principal nonresidence use in an R1 Residence District, all required parking and loading spaces shall be individually identified by means of pavement marking with double striped lines. (See Typical Parting Space Details 1 at the end of this section which graphically illustrates this requirement.) [Amended 11-9-2004 by L.L. No. 16-2004]

8.4.4 Signage. Appropriate *signs* and pavement markings shall be provided in all off-street parking and loading facilities to direct internal traffic flow in accordance with approved plans. All *signs* and pavement markings shall conform to the "Manual of Uniform Traffic Control Devices" (latest edition) from the New York State Department of Transportation.

8.4.5 Lighting. Illumination of all off-street parking and loading facilities, including those located in residence districts, shall be provided pursuant to § 246-7.3.

8.5. Use and operation.

The operation of off-street parking and loading facilities shall be conducted in such manner as to limit their use to licensed motor vehicles on a transient basis. The servicing, repair, fueling or storage of motor vehicles or trailers shall not be permitted in such areas.

8.6. Maintenance.

Required off-street parking and loading facilities shall be maintained so long as the use or *structure* exists which the facilities are designed to serve. Required spaces developed for specific *structures* and uses shall be reserved at all times to *persons* who are employed at or make use of such *structures* and uses, except where such parking spaces are dedicated to and accepted by the Town of Oyster Bay for public parking purposes, or where arrangements for shared use are made as permitted herein.

§ 246-9.

SPECIAL USE PERMIT REVIEW

[Amended 7-22-2003 by L.L. No. 7-2003; 9-13-2005 by L.L. No. 6-2005¹¹⁸]

9.1. General provisions.

Special permit uses are listed in the Schedule of Use Regulations.¹¹⁹ The special permit uses for which conformance to additional standards is required by this chapter are considered to be permitted uses in their respective districts, subject to compliance with the additional standards as set forth herein and, where the Town Board is the approval authority, any other requirements as deemed appropriate by said Board. All such uses are declared to possess such unique, special and/or individual characteristics that each specific use must be considered on its own merits as an individual case.

9.2. Approving agencies. [Amended 10-16-2012 by L.L. No. 3-2012; 6-14-2022 by L.L. No. 6-2022]

The Town Board shall be the approving agency for all special permit uses, except where the Zoning Board of Appeals is the approving agency as noted in the Schedule of Use Regulations.¹²⁰

9.3. Procedure.

9.3.1 Application. Formal application for a special use permit shall be made to the Office of the Town Attorney — Legislative Affairs, if Town Board approval is required, and to the Zoning Board of Appeals, if their approval is required, who shall be responsible for forwarding such application to the appropriate Town department(s). Each department shall review the application and forward it with a recommendation to the approving agency. The formal application shall be submitted in the number of copies as specified on the application form and shall include at least the following items:

9.3.1.1 A completed special use permit application form for Zoning Board of Appeals applications, which form is available at the Zoning Board of Appeals *office*. For Town Board applications, the *applicant* must obtain a copy of "Requirements on Applications for Special Use Permits" available at the Office of the Town Attorney — Legislative Affairs.

9.3.1.2 A written statement describing the nature of the proposed use, how it conforms to the applicable special use permit standards as set forth in § 246-9.4 of this chapter, and how it will serve to implement the purposes of this chapter, as set forth in § 246-1.

9.3.1.3 A site plan and any other information as required by the site plan review standards, as set forth in § 246-6 of this chapter.¹²¹

9.3.1.4 All other supporting documents as determined necessary or appropriate by the approving agency.

118. Editor's Note: This local law provided that where its requirements impose a different restriction or requirement than imposed by other sections of the Town Code, the Town Law of New York State, or other applicable rules or regulations, the requirements of this local law would prevail.

119. Editor's Note: The Schedule of Use Regulations is included at the end of § 246-5.

120. Editor's Note: The Schedule of Use Regulations is included at the end of § 246-5.

121. Editor's Note: See § 246-6, Site Plan Review.

9.3.2 Concurrent site plan review. Site plan approval under this chapter shall be required for any site where a special use permit is applied for. With the exception of special use permits issued by the Zoning Board of Appeals, the special use permit and site plan approval procedures shall run concurrently and their approval shall be the responsibility of the Town Board. If site plan approval by the Planning Advisory Board or the Department of Planning and Development, as set forth in § 246-6.2 of this chapter, is required, it shall be completed prior to the issuance of any special permit by the Zoning Board of Appeals. If Town Board approval is required, the Department of Planning and Development and/or the Planning Advisory Board, as appropriate, shall prepare a single report to the Town Board containing their recommendations concerning the special use permit and site plan applications. The Town Board shall consider such recommendations and shall follow the application review procedure identified in § 246-6 of this chapter.

9.3.3 Public hearing. Where Town Board approval is required, a public hearing shall be held concurrently for both the special use permit and the site plan. Where Zoning Board of Appeals approval is required, a public hearing shall not be held until the site plan review procedure, if applicable, has been completed and the Department of Planning and Development and/or the Planning Advisory Board, as appropriate, has prepared a report to the Zoning Board of Appeals indicating their approval or conditional approval of the site plan and containing any recommendations which they may have concerning the requested special use permit. If, as a result of the Zoning Board of Appeals' review and decision, revisions to the approved site plan are required, said plan shall be sent back to the Planning Advisory Board or the Department of Planning and Development, as appropriate, for their further review and reapproval of the site plan. Notice of such hearing shall be the same as required by law for a zoning amendment. In addition, the posting of a *notification sign(s)* on the property shall be required in accordance with the standards as set forth in § 246.6.6.2 of this chapter, except that the required posting period shall be 14 days prior to the public hearing.

9.3.4 Decision. Subsequent to the close of the public hearing, the approving agency shall act either to approve, disapprove or approve the special use permit application with required conditions, modifications and safeguards, including appropriate limits on hours of operation. Such decision shall be based upon the standards as set forth in § 246-9.4 of this chapter except that, in the case of Town Board approval, the Town Board, acting as the Town's legislative body, may establish such additional standards for each individual application as it may determine appropriate, necessary or desirable to achieve the intent of this chapter, taking into consideration the circumstances of the specific case. If an interpretation of the meaning of any specific standard is required, the approving agency shall make such determination, guided by the purposes of this chapter as set forth in § 246-1.

9.3.4.1 The approving agency, as a condition of granting its approval of any special use permit application, may require the posting of a performance bond, in an amount as determined necessary by said agency, to restore the property to a safe, sanitary, stable and attractive condition in the event that construction is halted or delayed for any reason.

9.3.5 Expiration. A special use permit shall be deemed to authorize only the particular use or uses specified in the resolution of special use permit and site plan approval and will expire if the approved use and/or site development is not commenced within one year of the date of approval and is not diligently prosecuted to completion. The approving agency may,

upon request of the *applicant*, grant additional time periods for the initiation of such action of up to six months each, subject to appropriate conditions, but in no event shall any extension extend the period beyond four years from the date the special use permit was originally granted. The approving agency may also establish a time limit for the completion of all required work necessary prior to the establishment of the special permit use. The special use permit shall expire if said use or uses shall cease for more than one year for any reason or if all required improvements are not maintained and all conditions and standards complied with throughout the duration of the use. For a use intended to be temporary, the approving agency may issue a special use permit for a specific period of time. [Amended 6-26-2018 by L.L. No. 6-2018]

9.3.6 Amendments. Any change in the type or intensity of an approved use, or reduction in *lot size*, shall require an amendment to the special use permit in accordance with all of the application and review requirements of this chapter.

9.4. Standards.

All special permit uses shall comply with the following standards, in addition to any other applicable requirements of this chapter and to all other applicable federal, state, county and local laws, ordinances, rules and regulations. The approving agency, if it acts to approve a special use permit application, shall attach such additional conditions, restrictions, safeguards and required modifications to the special use permit as are, in its sole discretion, necessary to ensure both initial and continued conformance to all applicable standards, requirements and purposes of this chapter. A special use permit shall also conform to the regulations of the zoning district in which the use is located.

9.4.1 The proposed location and size of the special permit use, the nature and intensity of the operations involved in it or conducted in connection with it, the height, bulk, density, architecture and orientation of proposed *structures*, the size of the site in relation to it, the character of the district in which it is located, the location of the site with respect to places of worship, schools, recreation areas or other places of public assembly and the location of the site with respect to *streets* giving access to it shall be such that it will be in harmony, both visually and otherwise, with the appropriate and orderly development of other properties in the area in which it is located, consistent with any plan or plans which may have been duly adopted by the Town Board for the hamlet or other geographic area in which the use will be located, and consistent with the purposes and intent of this chapter.

9.4.2 The physical characteristics of the site, including its soils, vegetation, topography, *wetlands* and other environmental features and physical characteristics, shall be such that the land will be suitable and conducive to the orderly, safe and appropriate development of the proposed special permit use, including its proposed design and location on the site, its proper buffering from surrounding properties and land uses, and the protection provided for environmental features, including *wetlands*, *steep slopes*, and important vegetation, especially mature woodlands and specimen trees.

9.4.3 The proposed special permit use, including its design and location on the site, will not create a hazard to life, limb or property because of fire, flood, erosion or panic, or by its inaccessibility for the safe and convenient entry and operation of fire and other emergency apparatus, or by the overcrowding of land or undue concentration or assemblage of *persons* within such or upon such property.

9.4.4 The proposed special permit use, including its design and location on the site, will be compatible with the protection of groundwater resources, especially if such site is located within the Oyster Bay Special Groundwater Protection Area as designated by the State of New York and Nassau County.

9.4.5 The location, nature and height of *buildings*, walls and *fences* and the nature and extent of existing or proposed plantings, including buffer screening, on the site shall be such that the special permit use will not hinder or discourage the appropriate development and use of adjacent land and *buildings* nor will it impair the value thereof.

9.4.6 Operations in connection with any special permit use shall not be more objectionable to nearby properties by reason of noise, traffic, fumes, vibration or other characteristics than would be the operations and impacts of permitted uses not requiring a special use permit in that zoning district.

9.4.7 Facilities for the treatment, removal or discharge of sewage, refuse or other effluent, whether liquid, solid, gaseous or otherwise, that will be generated by the proposed special permit use will be adequate for such purpose.

9.4.8 All performance standards, as set forth in § 246-10 of this chapter, shall be met by the proposed special permit use.

9.4.9 Traffic flow to and from the site and the operation of *street* intersections at peak weekday, weekend and appropriate seasonal traffic hours in the vicinity of the site, taking into consideration any proposed or required *street* improvements, shall be such that the special permit use shall not create nor increase any vehicular or pedestrian safety hazard or decrease the level of service at any such *street* intersection.

9.4.10 Roadway improvements which are necessary and/or proposed to mitigate project related traffic impacts shall be such that they do not negatively impact the character of the community in which they are located.

9.4.11 Traffic access shall be designed so that local roadways through residential neighborhoods are not impacted by the diversion of traffic from more congested main roadways as a result of the proposed access design and the additional traffic volume generated by the proposed special permit use, including trips generated during off-peak nighttime and/or weekend hours.

9.4.12 Proposed off-street parking and loading facilities shall be of adequate size for the particular special permit use, properly and safely located and designed, and suitably/ screened from adjoining residential and other uses, and the entrance and exit drive(s) shall be designed to achieve maximum convenience and safety.

9.4.13 The operation of the proposed special permit use shall not overburden or otherwise interfere with the orderly enjoyment of neighboring parks, recreational facilities or other public facilities.

9.4.14 The safety, health, welfare, comfort, convenience and order of the Town will not be adversely affected by the proposed special permit use and its proposed location on the site.

9.4.15 As an additional factor in arriving at its determination, the approving authority may also consider, if and as applicable, whether the proposed special permit use will provide economic benefits to the Town and its residents and, at the same time, will avoid adverse

economic impacts to other existing uses.

9.5. Violations.

In addition to all other remedies for violations of this chapter, as specifically set forth in § 246-14 hereof, any violation of the conditions as set forth in this section, and/or those imposed by the Town Board or Zoning Board of Appeals in connection with the grant of a special use permit, shall be cause for revocation of the special use permit by the approving agency and the revocation of the certificate of occupancy by the Department of Planning and Development if such violation is not cured within 30 days of the notice of violation being issued. If the special use permit is revoked, the use, and its *accessory uses*, shall not be reestablished until all violation(s) are corrected. Reestablishment of the use will require an application to, and approval by, the Town Board or Zoning Board of Appeals, as appropriate, and, at the discretion of the appropriate Board, a public hearing with notice as required for the initial special use permit hearing. Prior to permitting the reestablishment of the use, the property owner or *applicant*, as appropriate, shall reimburse the Town for the cost of any consultant services which may have been required in connection with the determination of violations and the review of the application.

§ 246-10.

PERFORMANCE STANDARDS**10.1. Purposes.**

Consistent with the general purposes of this chapter, performance standards are established herein to set specific controls on potentially objectionable external aspects of business and industrial uses so as to:

- 10.1.1 Reduce to a reasonable minimum the dissemination of *smoke*, *gas*, *dust* or other atmospheric pollutant outside the *building* in which the use is conducted.
- 10.1.2 Eliminate discernible odors outside any business or industrial use *building*.
- 10.1.3 Control noise above ambient levels beyond the site boundaries.
- 10.1.4 Prevent the discharge of untreated or insufficiently treated wastes.
- 10.1.5 Prevent the dissemination of vibration, heat or electromagnetic interference beyond the site boundaries.
- 10.1.6 Prevent physical hazard by reason of fire, explosion, radiation or any other similar cause.
- 10.1.7 Regulate and control the generation and flow of vehicular traffic so as to prevent hazardous conditions, traffic congestion and excessive noise.

10.2. Conformance required.

No business or industrial use shall hereafter be maintained, established, altered, moved or expanded unless it complies with the performance standards set forth in this section. Central utility systems serving three or more *dwelling units*, including but not limited to systems providing heat, water, air conditioning and electric power, shall be deemed to be nonresidential uses for the purposes of this section. Continued conformance with such standards shall be a requirement for the continuance of any certificate of occupancy. The Town Board may require the *applicant*, at the *applicant's* expense, to provide such evidence as it deems necessary to determine whether the proposed use will conform to said standards.

10.3. Standards.

10.3.1 Noise.

- 10.3.1.1 Method of measurement. For the purpose of measuring the intensity and frequencies of sound, *sound level meters* and *octave band filters* shall be employed. *Octave band analyzers* calibrated with pre-1960 *octave bands* shall be used. Sounds of short duration which cannot be measured accurately with the *sound level meter* shall be measured with an impact noise filter in order to determine the peak value of the impact.

- 10.3.1.2 Maximum permitted sound pressure level. The *decibels* resulting from any activity, whether open or enclosed, shall not exceed, at any point on or beyond any *lot line*, the maximum *decibel* level for the designated *octave band* as set forth in the following table, except that where the *lot* lies within 200 feet of a residence district, whether within or without the town, the maximum permitted *decibel* level at any point

on or beyond the district boundary shall be reduced by six *decibels* from the maximum permitted level set forth in the table below and, further, except that such reduction shall also apply to any sound emitted between the hours of 9:00 p.m. and 7:00 a.m., and all day on Sundays.

Octave Band (Cycles per Second)	Maximum Permitted Sound Pressure Level (Decibels)
0 — 74	66
75 — 149	58
150 — 299	55
300 — 599	50
600 — 1,199	45
1,200 — 2,399	42
2,400 — 4,799	38
4,800 — 20,000	35

10.3.1.3 Exemptions. The following uses and activities shall be exempt from the noise level regulations:

- 10.3.1.3.1 Noises not directly under the control of the property user.
- 10.3.1.3.2 Reasonable and customary noises emanating from construction and construction maintenance activities between 8:00 a.m. and sunset.
- 10.3.1.3.3 The noises of safety signals, warning devices, emergency pressure relief valves or other emergency warning signals.
- 10.3.1.3.4 Transient noises of moving sources such as automobiles, trucks, airplanes and railroads.

10.3.2 Vibration.

10.3.2.1 Method of measurement. For the purpose of measuring vibration, a *three-component measuring system* approved by the Department of Planning and Development shall be employed.

10.3.2.2 Maximum permitted *steady-state* and *impact vibration* displacement. No activity shall cause or create a *steady-state* or *impact vibration* on any *lot line* with a vibration displacement by frequency bands in excess of that indicated in the following table:

Frequency (cycles per second)	Vibration Displacement (inches)	
	Steady-State	Impact
Under 10	0.0005	0.0010
10 — 19	0.0004	0.0008

Frequency (cycles per second)	Vibration Displacement (inches)	
	Steady-State	Impact
20 — 29	0.0003	0.0006
30 — 39	0.0002	0.0004
40 and Over	0.0001	0.0002

10.3.3 *Smoke, dust* and other atmospheric pollutants.

10.3.3.1 General control. The emission of *smoke* and other *particulate matter*, shall not be permitted, regardless of quantity, if it will be in any way detrimental to the public health, safety, welfare or comfort, or a source of potential damage to property.

10.3.3.2 Method of measurement of *smoke*. For the purpose of *grading* the density of *smoke*, the *Ringelmann Smoke Chart* shall be used to determine the total *smoke units* emitted. A reading shall be taken every minute for an hour, or if less than an hour until the total *smoke units* emitted exceed the number allowed by these regulations. Each reading shall be multiplied by the number of minutes during which it was observed and the product added.

10.3.3.3 Maximum permitted emission of *smoke*. There shall be no measurable emission of *smoke*, gas or other atmospheric pollutant. The emission of one *smoke unit* per hour and *smoke* with discernible density of Number 1 on the *Ringelmann Smoke Chart* shall be prohibited.

10.3.3.4 Maximum permitted emission of *dust*.

10.3.3.4.1 The emission of *dust* related to combustion for indirect heating from any source shall not exceed 0.30 pounds of *dust* per thousand pounds of flue gas adjusted to 50% excess air for combustion.

10.3.3.4.2 There shall be no measurable emission of *dust* or other *particulate matter* not related to combustion for indirect heating.

10.3.3.4.3 All properties shall be suitably improved and maintained with appropriate landscaping and paving, or other type of improvement, so that there will be no measurable wind-blown *dust* or other similar types of air pollution created.

10.3.4 Odorous matter. No land use shall be permitted which emits any discernible odor at ground level outside the *building* in which the use is conducted.

10.3.5 *Toxic or noxious matter*. No use shall be permitted which will cause any dissemination whatsoever of *toxic or noxious matter* outside the *building* in which the use is conducted.

10.3.6 Radiation. The handling, storage or disposal of radioactive materials or waste by-products, whether or not licensed by the Atomic Energy Commission, shall be conducted only in accordance with the standards established in Title 10, chapter 1, Part 20, Code of Federal Regulations, Standards for Protection Against Radiation, as amended, and in accordance with any other applicable laws or regulations.

10.3.7 Electromagnetic interference. No operation shall be permitted which produces any

perceptible electromagnetic interference with normal radio or television reception in any area within or without the town.

10.3.8 Fire and explosive hazard. No storage or manufacture of explosives, or solid materials or solid products which burn actively or which have a low ignition temperature, a high rate of burning, or create great heat, under ordinary temperature conditions, shall be permitted.

10.3.9 Heat. There shall be no emission of heat which would cause a temperature increase in excess of 1° F. along any adjoining *lot line*, whether such change be in the air, in the ground or in any *watercourse* or water body.

10.3.10 Liquid wastes. The discharge of any or all wastes shall be permitted only if in complete accordance with all standards, laws and regulations of the Nassau County Board of Health, New York State Department of Environmental Conservation and any other regulatory agency having jurisdiction thereof.

10.3.11 Vehicular traffic. No use shall be permitted where it is determined by the Town Board that the type and number of vehicle trips to be generated would be expected to produce unusual traffic hazards or congestion, or cause or induce emissions which may be expected to interfere with the maintenance of air quality standards established by the U.S. Environmental Protection Administration, the New York State Department of Environmental Conservation or any other regulatory agency having jurisdiction thereof, unless such impact is adequately mitigated.

§ 246-11.
SIGN REGULATIONS

11.1. Purpose.

The purpose of these regulations is to encourage the effective use of *signs* as a means of communication; to improve pedestrian and traffic safety; to maintain and enhance the aesthetic environment; to minimize the possible adverse effects of unattractive, excessive or improperly located signage on nearby public and private property; to create a more attractive economic business environment; and to enable the fair and consistent enforcement of *sign* restrictions.

11.2. Applicability and effect.

A *sign* may be erected, placed, established, painted, created or maintained in the town only in conformance with the standards, procedures, exemptions and other requirements of this section. All *signs* not expressly permitted by this section are prohibited. The effect of this section, as more specifically set forth herein, is:

- 11.2.1 To establish a permit system to allow a variety of types of *signs*, subject to the standards and the permit procedures of this chapter;
- 11.2.2 To allow certain *information signs* that are small, unobtrusive and incidental to the *principal use* of the respective *lots* on which they are located (subject to the substantive requirement for permits); and
- 11.2.3 To provide for the enforcement of the provisions of this section.

11.3. Schedules of permitted signage.

The following three Schedules are hereby adopted and declared to be a part of this chapter:

- 11.3.1 Permitted *sign* type. Regulations regarding the permitted *sign* types are as set forth in the annexed "Schedule of Permitted Sign Types."¹²² *Signs* that are not specifically permitted in the schedule or elsewhere in this chapter shall be deemed to be prohibited.
- 11.3.2 Permitted *sign* number, height and setback. Regulations regarding the number, height and setback of *signs* permitted are as set forth in the annexed "Schedule of Permitted Sign Number, Height and Setback."¹²³
- 11.3.3 Permitted *sign* area. Regulations regarding the permitted area of *signs* are as set forth in the annexed "Schedule of Permitted Sign Area."¹²⁴

11.4. Measurements.

- 11.4.1 Measurement of area of individual *signs*. The area of a *sign* face (which is also the *sign* area of a *wall sign* or other *sign* with only one face) shall be computed by measuring of the smallest square, circle, rectangle or triangle that will encompass the extreme limits of the writing, representation, emblem or other display, together with any material or color

122. Editor's Note: The Schedule of Permitted Sign Types is located at the end of this section.

123. Editor's Note: The Schedule of Permitted Sign Number, Height and Setback is located at the end of this section.

124. Editor's Note: The Schedule of Permitted Sign Area is located at the end of this section.

forming an integral part of the background of the display or used to differentiate the *sign* from the backdrop or *structure* against which it is placed, but not including any supporting framework, bracing or decorative *fence* or wall when such *fence* or wall otherwise complies with this chapter and is not an integral part of the display itself.

11.4.2 Measurement of area of multi-faced *signs*. The *sign* area for a *sign* with more than one face shall be computed by adding the area of all *sign* faces visible from any one point. When two identical *sign* faces are placed back to back so that both faces cannot be viewed from any point at the same time and when such *sign* faces are part of the same *sign structure* and are not more than 24 inches apart, the *sign* area shall be computed by the measurement of one of the faces.

11.4.3 Computation of height. The height of a *freestanding sign* shall be computed as the distance from the base of the *sign* at average finished grade to the top of the highest attached component of the *freestanding sign*. "Average finished grade" shall be the newly established grade after construction, exclusive of any filling, berming, mounding or excavating solely for the purpose of locating the *sign*.

11.5. Permanent signs.

11.5.1 Requirements and restrictions. *Signs* shall only be permitted in conformity with § 246-11.3.1.

11.5.1.1 The letter "P" indicates districts in which a certain *sign* type is permitted without prior permit approval.

11.5.1.2 The letters "SP" indicate districts in which a certain *sign* type is permitted only with prior permit approval.

11.5.1.3 The letters "NP" indicate districts in which a certain *sign* type is not permitted.

11.5.2 If a *sign* requiring a permit in accordance with § 246-11.3.1 is to be placed, constructed, erected or modified on a *lot*, the owner of the *lot* shall secure a *sign* permit prior to the construction, placement, erection or modification of such a *sign* in accordance with the requirements of § 246-11.11.

11.5.3 Although permitted under § 246-11.5.1, a *sign* designated by a "P" or "SP" in § 246-11.3.1 shall be allowed only if:

11.5.3.1 The *sign* area, size, location, height, setback and number of *signs* on the *lot* conform with the requirements of this section.

11.5.3.2 The *sign* does not cause a danger to either pedestrian or vehicular traffic by obscuring views or emitting light or glare which could impair vision or be mistaken for a traffic signal.

11.5.4 No *sign* shall be erected in the public right-of-way except as follows:

11.5.4.1 Public *signs*, including *notification signs*, erected by or on behalf of a governmental body to post legal notices, to identify public property, to convey public information and to direct or regulate pedestrian or vehicular traffic.

11.5.4.2 Bus stop *signs* erected by a public transit company.

11.5.4.3 *Information signs* erected by a public utility regarding its poles, lines, pipes or facilities.

11.5.5 The permitted number, height and *sign area* for *information signs* on a *lot* shall be no more than is necessary to clearly communicate the directive indicated on said *sign* or *signs*.

11.5.6 Any suspended, projecting, *canopy* or *marquee sign* shall have a minimum vertical clearance of 10 feet above finished grade.

11.5.7 No *sign* permit shall be required for any *sign* in lawful existence on the date on which the provisions of this section become effective, unless a permit application for additional site signage is made.

11.6. *Temporary signs.*

11.6.1 The following *temporary signs* are permitted without a *sign* permit:

11.6.1.1 *Signs* containing the message that the real estate on which the *sign* is located (including *structures*) is for sale, lease or rent, together with information identifying the owner or agent, telephone number and, if desired, offering price. The minimum setback of such *sign* shall be 20 feet or 1/2 the distance from the *front lot line* to the front of the *building*, whichever is less. Such *signs* placed in a residential zoning district shall not exceed four square feet in area nor 30 inches in any dimension and shall be removed immediately after sale, lease or rental. Such *signs* placed in all other zoning districts shall not exceed 16 square feet in area nor five feet in any dimension.

11.6.1.2 Displays with no *commercial message*, including lighting, erected in connection with the observance of holidays.

11.6.1.3 *Temporary signs* containing expressive, noncommercial content, including but not limited to, political campaign *signs*, may be displayed for a period not to exceed 135 consecutive days. In the case of political campaign *signs* only, such *signs* may be displayed no sooner than 120 days prior to the election, and must be removed no later than 15 days following the election. No such temporary expressive *sign*, including any campaign *sign*, shall exceed 64 square feet in surface area or be located within a public road or right-of-way. [Amended 12-13-2016 by L.L. No. 6-2016]

11.6.1.4 *Notification signs* as required by this chapter.

11.6.1.5 *Temporary signs* not covered in the foregoing categories, provided such *signs* conform with the following restrictions:

11.6.1.5.1 Not more than one such *sign* may be located on any *lot* or for any business.

11.6.1.5.2 No such *sign* shall exceed 10 square feet in surface area.

11.6.1.5.3 No such *sign* shall be displayed for longer than seven consecutive days, nor more than 10 days in any thirty-day period.

11.6.2 The following *temporary signs* are permitted, provided the *applicant* secures a *sign* permit in accordance with the requirements of this chapter:

11.6.2.1 *Signs* identifying *building* construction and/or residential subdivision sites. Such *signs* may identify the project, the owner or *developer*, architect, engineer, contractor

and subcontractors and the funding sources and may contain related information, including but not limited to sale or leasing information. One such *sign* is permitted for each road *frontage*, provided that such *sign* does not exceed 24 square feet in area nor more than five feet in any dimension.

The minimum setback of such *sign* shall be 20 feet or 1/2 the minimum *front setback* distance, whichever is less. In no case shall such *signs* be erected prior to the issuance of a *building* permit, and such *signs* shall be removed immediately upon issuance of the certificate of occupancy for the *building* or *buildings* to be erected.

11.6.2.2 *Signs* indicating a special event sponsored by or for a not-for-profit or charitable organization that is to take place in a different location than where the *sign* is located. Such *signs* may be erected not sooner than two weeks before the event and must be removed not later than three days after the event's conclusion. In no case shall such signage be maintained for more than 30 days in any year or exceed 40 square feet in area. The location and setback of such *signs* shall be as determined appropriate by the Department of Planning and Development and any duly authorized assistants.

11.6.2.3 Other *signs* not listed herein shall be regarded and treated in all respects as permanent *signs*.

11.7. Exempt signs.

The following *signs* shall be exempt from regulation under this section:

11.7.1 Any public notice or warning required by a valid federal, state or local law or regulation, including *notification sign* posted in accordance with the requirements of this section.

11.7.2 Any *sign* inside a *building*, which is not attached to or within four feet of a window or door and is not legible more than three feet beyond the face of the window.

11.7.3 Traffic control *signs* on private property, such as "STOP," "YIELD," "ONE-WAY" and similar *signs*, the face of which meets New York State Department of Transportation standards and which contains no *commercial message* of any sort.

11.7.4 Address numbers on property used only for residential purposes.

11.7.5 Any *sign* identifying a permitted *home office* not more than two feet in area.

11.8. Design, construction and maintenance.

All *signs* shall be designed, constructed and maintained in accordance with the following standards:

11.8.1 Except for *temporary* and *banner signs* conforming in all respects with the requirements of this section, all *signs* shall be constructed of permanent materials and shall be permanently attached to the ground, a *building* or a *structure*.

11.8.2 All *signs* shall be attractively designed and properly maintained in accordance with the property maintenance provisions of this chapter, and shall be kept in sound structural condition, in compliance with all applicable codes and laws.

11.9. *Sign* illumination.

The source of illumination of *signs* shall not be visible and shall comply with the site design standards of this chapter.

11.10. Permits to construct or modify *signs*.

11.10.1 Any *sign* identified as "SP" in § 246-11.3.1 shall be erected, installed, modified or created only in accordance with a duly issued and valid *sign* permit from the Department of Planning and Development. Such permits shall be issued only in accordance with the requirements and procedures as set forth by the Department of Planning and Development and shall expire one year from date of issue if said *sign* is not complete.

11.10.2 Permit for new *sign* or *sign* modification. An application for construction, creation or installation of a new *sign* or for modification of an existing *sign* shall be accompanied by detailed drawings showing the dimensions, design, *structure*, location and other related information with respect to each such *sign*.

11.10.3 Permit fee. No permit shall be issued until payment of a fee calculated at \$0.75 per square foot, when measuring the greatest height by the greatest width for each face of the *sign*, with a minimum fee of \$25.

11.11. General permit procedures.

All applications for *sign* permits under this section shall follow the procedures established by the Department of Planning and Development.

§ 246-12.
ZONING BOARD OF APPEALS

12.1. Organization.

The Zoning Board of Appeals, as heretofore established by the Town Board pursuant to § 267 of the Town Law of the State of New York, is hereby maintained.

12.1.1 Membership. The Zoning Board of Appeals shall consist of seven members who may serve with compensation. The Town Board, by resolution, shall appoint the members thereof and shall designate the Chairman. No *person* who is a member of the Town Board shall be eligible to serve simultaneously on the Board of Appeals.

12.1.2 Terms of *office*. The members of the Zoning Board of Appeals holding *office* on the effective date of this chapter shall continue to hold such *office* until the expiration of their respective terms and the appointment of their successors. Of the first of the successor members, upon the expiration of each of the aforesaid terms, two shall hold *office* for the term of one year, three for the term of two years and two for the term of three years from and after their respective appointments. Their successors shall be appointed for a term five years from and after the expiration of the terms of their predecessors in *office*. If a vacancy shall occur, otherwise than by expiration of term, it shall be filled with a successor appointed by the Town Board for the unexpired term.

12.1.3 Removal of members. The Town Board shall have the power to remove any member of the Zoning Board of Appeals for cause and after a public hearing.

12.2. Meetings and records.

The presence of four members of the Zoning Board of Appeals shall constitute a quorum. The concurring vote of four members shall be necessary to effect any variation or variance in this chapter, to reverse any order, requirement, decision or determination appealed from or to decide in favor of the *applicant* in any matter before the Board. The Board shall keep minutes of its proceedings, showing the vote of each member on every question and, if any member is absent or fails to vote, indication of such fact. The Board shall also keep records of its review and other official actions. Every rule, determination, regulation, amendment or appeal thereof, and every order, requirement and decision of the Zoning Board of Appeals, shall immediately be filed in the *office* of said Board.

12.3. Powers and duties.

12.3.1 General. The Zoning Board of Appeals shall have all of the powers and duties prescribed by Town Law and by this chapter, which powers and duties are summarized and more particularly specified in the following, provided that none of the following sections shall be deemed to limit any of the powers of the Board of Appeals that are conferred by the Town Law. In passing upon any matter before it, the Board shall take into specific consideration the goals of this chapter, which constitutes the comprehensive plan of the Town of Oyster Bay.

12.3.2 Rules and regulations. The Zoning Board of Appeals may adopt such rules and regulations as are necessary or proper to the performance of its powers and duties hereunder, and may amend or repeal the same.

12.3.3 Special use permits. The Zoning Board of Appeals is authorized to hear and decide applications for certain special use permits in accordance with the procedures and standards set forth in § 246-9 of this chapter.

12.3.4 Nonconforming uses. As more fully set out in § 246-4.2 of this chapter, the Board of Appeals is authorized to extend the permitted period for cessation of a nonconforming use; to review and approve, approve with modifications or disapprove a plan for the reconstruction (but not expansion) of a nonconforming *building*; to permit the change of a nonconforming use to another nonconforming use; and to review and approve, approve with modifications or disapprove a plan for the improvement of a nonconforming use.

12.3.5 Variances. On appeal from an order, requirement, decision or determination made by an administrative official charged with the enforcement of this chapter, or on referral of an *applicant* to the Zoning Board of Appeals by an approving agency acting pursuant to requirements of this chapter, the Zoning Board of Appeals is authorized to vary or modify the strict letter of this chapter, where its literal interpretation would cause unnecessary hardships, in such manner as to observe the spirit of the chapter, secure public safety and welfare and do substantial justice.

12.3.5.1 Use variances. Where an *applicant* demonstrates that applicable regulations and restrictions have caused unnecessary hardship and where the *applicant* desires to utilize land for a use not allowed in the district in which the land is located, the Zoning Board of Appeals may grant a variance in the application of the provisions of this chapter, in the specific case, provided that as a condition to the grant of any such variance, the Board shall make all of the following findings for each and every permitted use under this chapter for the particular district in which the property is located:

12.3.5.1.1 That the *applicant* cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence.

12.3.5.1.2 That the alleged hardship relating to the property in question is unique and does not apply to a substantial portion of the district or neighborhood in which the property in question is located.

12.3.5.1.3 That the use to be authorized by the variance will not alter the essential character of the neighborhood in which the property in question is located.

12.3.5.1.4 That the alleged hardship has not been created by the *applicant*, owner or by a predecessor in title.

12.3.5.1.5 That the use to be authorized by the variance, and any conditions imposed thereto, are consistent with the spirit and intent of this chapter.

12.3.5.1.6 That within the intent and purposes of this chapter the variance, if granted, is the minimum variance necessary to afford relief. To this end, the Board may permit a lesser variance than that for which an application was submitted.

12.3.5.2 Area variances. Where an *applicant* requests a variance of the *lot area* or other dimensional requirements of this chapter, the Zoning Board of Appeals may grant a variance in the application of the provisions of this chapter in the specific case, provided that as a condition to the grant of any such variance, the Board shall consider

the benefit to the *applicant* if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant. In making this determination, the Board of Appeals shall consider the following:

- 12.3.5.2.1 How substantial the variance is in relation to the requirement.
 - 12.3.5.2.2 Whether an adverse effect or impact will be created on the physical or environmental conditions in the neighborhood or district.
 - 12.3.5.2.3 Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties created.
 - 12.3.5.2.4 Whether the benefit sought by the *applicant* can be achieved by some method feasible for the *applicant* to pursue, other than a variance.
 - 12.3.5.2.5 Whether the hardship or difficulty claimed as a ground for the variance has been created by the owner or by a predecessor in title. Mere purchase of the land subject to the restrictions sought to be varied shall not in itself constitute a self-created hardship.
 - 12.3.5.2.6 The Zoning Board of Appeals shall grant the minimum variance it shall deem necessary and adequate and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
- 12.3.6 Interpretations. On appeal from an order, requirement, decision or determination made by an administrative official charged with the enforcement of this chapter, or on request from any official, agency or board of the town, the Zoning Board of Appeals is authorized to decide any question involving the interpretation of any provision of this chapter. Interpretations shall be made in accordance with the intent of the particular provision being interpreted.
- 12.3.7 Conditions and safeguards. In granting a use or area variance, the Zoning Board of Appeals may prescribe such reasonable conditions and restrictions as are directly related to and incidental to the proposed use of the property. Such conditions shall be consistent with the spirit and intent of this chapter, and shall be imposed for the purpose of minimizing any adverse impact the variance may have on the neighborhood or community and to protect the public health, safety and welfare. Such conditions or restrictions shall be incorporated in the *building* permit and certificate of occupancy. Failure to comply with such conditions or restrictions shall constitute a violation of this chapter and may constitute the basis for denial or revocation of a *building* permit or certificate of occupancy and for all other applicable remedies.

12.4. Expiration of a variance.

A variance granted under this chapter shall automatically expire if substantial construction in accordance with the plans for which such variance was granted has not been completed within one year, or such other time limit as may be chosen by the Zoning Board of Appeals in connection with its decision, from the date of filing the resolution of approval of variance by the Board; or, if judicial proceedings to review the Board's decision shall be instituted, from the date of entry of the final order in such proceedings, including all appeals.

12.5. Fees. [Amended 10-16-2012 by L.L. No. 3-2012]

All fees charged by the Board of Appeals shall be in an amount as determined by the Commissioner of the Department of Planning and Development.

§ 246-13.
PLANNING ADVISORY BOARD

13.1. Purpose.

The purpose of this section is to establish rules and regulations regarding the organization and operation of the Planning Advisory Board, its requirements for meetings and the keeping of records and its powers and duties.

13.2. Organization.

13.2.1 Membership. The Planning Advisory Board shall consist of seven members, including the Department of the Department of Planning and Development, or the Commissioner's designee. The Town Board shall, by resolution, appoint the members thereof and shall designate a Chairman. Preferred members shall be those who are members of or who demonstrate an understanding of the practice of one or more design professions, e.g., municipal planning, engineering, architecture and landscape architecture. No *person* who is a member of the Town Board shall be eligible to serve simultaneously on the Planning Advisory Board.

13.2.2 Terms of *office*. The members of the Planning Advisory Board holding *office* on the effective date of this chapter shall continue to hold such *office* until the expiration of their respective terms and the appointment of their successors. Successor members shall be appointed for terms of five years, but initial terms shall be adjusted to a lesser number of years as necessary to establish a staggered term pattern whereby one term will expire each year. If a vacancy shall occur, otherwise than by expiration of term, it shall be filled with a successor appointed by the Town Board for the unexpired term.

13.2.3 Removal of members. The Town Board shall have the power to remove any member of the Planning Advisory Board for cause and after a public hearing.

13.3. Meetings and records.

All meetings of the Planning Advisory Board shall be held at the call of the Chairman and at such other times as such Board may determine. The presence of four members of the Board shall constitute a quorum. Such Board shall keep minutes of its proceedings showing the vote of each member upon every question and, if any member is absent or fails to vote, indication of such fact. The Board shall also keep records of its reviews and other official actions.

13.4. Powers and duties.

The Planning Advisory Board shall act only in an advisory capacity. In that capacity, the Board shall provide written recommendations to the Town Board regarding the review of any planning and zoning related matters referred to the Planning Advisory Board, including but not limited to applications for site plan and special permit approval. A recommendation for approval, conditional approval subject to specific modifications or disapproval of the proposed plan or permit shall be included in the Planning Advisory Board's written report to the Town Board.

§ 246-14.
ENFORCEMENT AND ADMINISTRATION

14.1. Enforcement.

14.1.1 General. No board, agency, officer or employee of the town shall issue, grant or approve any permit, license, certificate or other authorization for any construction or alteration of any *building or structure*, or for any use of land, *building or structure* that would not be in full compliance with the provisions of this chapter, except as permitted under § 246-12.

14.1.2 Enforcing authority. The provisions of this chapter or any rules or regulations authorized hereunder shall be enforced by the Department of Planning and Development, or a designated member of said Department. The Department of Planning and Development and any duly authorized assistants shall have the right to enter any *building* or enter upon any land at any reasonable hour in the course of their duties. They shall maintain files of all applications for *building* permits and site plans submitted therewith and for certificates of occupancy, and records of all *building* permits and certificates of occupancy issued by them, which files and records shall be open to public inspection.

14.2. Building permits.

Except upon written authorization of the Zoning Board of Appeals as provided in § 246-12, no *building* permit shall be issued for any land, *building or structure* where said action would not be in conformance with any provision of this chapter. Every application for a *building* permit shall be prepared as required in chapter 93 (Building Construction) of the Code of the Town of Oyster Bay.

14.3. Inspection.

The Department of Planning and Development and any duly authorized assistants shall have the right to inspect any site undergoing construction activity to ensure compliance with the issued *building* permit and/or site plan or other zoning approval.

14.4. Site Work and construction activity.

No site clearing, excavation or other similar activity in preparation for construction shall be permitted until and unless a permit or approval for such activity has been duly issued by the appropriate town agency or official and any required bond has been posted therefor. Once construction has been started, it shall be diligently prosecuted to completion. In the event that construction is halted or unreasonably delayed and, in the opinion of the Department of Planning and Development, such halt or delay may create a safety or health hazard or an adverse impact on the environment or the neighborhood in which it is located, the Department may order a termination of construction activities on the site and the immediate restoration of the site to a safe, healthful and attractive condition.

14.5. Submission of as-built plan.

Certification of full completion of site improvements by the Department of Planning and Development shall not be made until an *as-built* plan, prepared and certified by a licensed architect, engineer or surveyor, is submitted. Said plan shall be based on a field survey and shall show the actual location of all site improvements as constructed. The Department of Planning

and Development may also require the submission of an as-built plan in digital format for the purpose of integrating such plan information into the Town's Geographic Information System (GIS). The preferred digital file format and other technical specifications shall be specified by the town.

The as-built plan shall be reviewed by the Department of Planning and Development. If an as-built plan indicates that actual site development is not in compliance with any approvals, permits or other authorizations issued by the Town of Oyster Bay, its agencies and departments or other duly authorized governmental agencies, the property owner shall be required to correct such site improvements as necessary to bring them into conformity with all such approvals. As an alternative, the *applicant* may seek revised or modified approvals in accordance with the same procedures required for the initial application. The requirement for an as-built plan may be waived by the Department of Planning and Development.

14.6. Certificates of occupancy.

Except upon written authorization of the Zoning Board of Appeals as provided in § 246-12, or other specified authorization, no certificate of occupancy may be issued, pursuant to the provisions of Chapter 93 (Building Construction) of the Code of Town of Oyster Bay, unless such occupancy is in complete conformity with the provisions of this chapter. A certificate of occupancy may continue in effect as long as such occupancy is in full conformance with the provisions of this chapter and any requirements made in connection therewith at the time of issuance thereof and in full conformance with the provisions of Chapter 93. The details of any plan approved by the Town Board and/or the Department of Planning and Development, acting under the terms of this chapter, and any conditions attached to such approval, shall be deemed to be such requirements.

14.7. Violations and penalties. [Amended 9-13-2005 by L.L. No. 6-2005;¹²⁵ 3-7-2023 by L.L. No. 4-2023]

14.7.1 Penalties for offenses. Pursuant to § 268 of the New York State Town Law, as amended, a violation of this chapter or failure to comply with any requirement instituted pursuant thereto, or the use or alteration of any *building, structure* or land in violation of any statement or plan submitted and approved thereunder, is hereby declared to be an offense, punishable by a fine not to exceed \$350 or imprisonment for a period not to exceed six months, or both, for conviction of a first offense; for conviction of a second offense committed within a period of five years, the punishment shall be a fine of not less than \$350 nor more than \$700 or imprisonment for a period not to exceed six months, or both; and, upon conviction for a third or subsequent offense committed within a period of five years, the punishment shall be a fine of not less than \$700 nor more than \$1,000 or imprisonment for a period not to exceed six months, or both. Violations of this chapter may be deemed misdemeanors and, for such purpose only, all provisions of law relating to misdemeanors shall apply to such violations. Each week's continued violation shall constitute a separate additional violation.

14.7.2 Violation of directives. In addition to, and notwithstanding any other remedy for an

125.Editor's Note: This local law provided that where its requirements impose a different restriction or requirement than imposed by other sections of the Town Code, the Town Law of New York State, or other applicable rules or regulations, the requirements of this local law would prevail.

offense pursuant to the requirements of this chapter, any *person* violating a directive issued by the Commissioner of Planning and Development, or his or her duly authorized representative, which directive is duly issued pursuant to the provisions of this chapter or any approval or permit granted in relation thereto, shall be guilty of a violation punishable by a fine not to exceed \$900 or imprisonment for a period not to exceed 15 days, or both.

14.7.3 Violation of restrictive covenants. Whenever an application, including any plans related thereto, which is submitted to the Town Board, the Zoning Board of Appeals, the Planning Advisory Board or other Town agency, results in the imposition of conditions, covenants or other type of restrictions, whether by deed, by stipulation or by agreement, the owner, tenant and any other involved party shall be responsible for performing, fully and completely, all obligations created thereby. Failure to comply with the approved application, and with any and all conditions, covenants or restrictions, required by the approving agency in connection therewith, shall be deemed a violation of this chapter, subject to the penalties as provided above.

14.7.4 Injunctive relief. Pursuant to New York State Town Law, including, without limitation, §§ 65, 135 and 268, as amended, the Town of Oyster Bay hereby reserves the right to seek injunctive relief to enforce compliance with any provision of this chapter or of any permit or approval issued pursuant thereto.

14.7.5 Adjudication by the Bureau of Administrative Adjudication. Any person found by the Bureau of Administrative Adjudication to have violated any provision of this chapter shall be subject to a monetary penalty within the range of fines authorized herein. Any conduct deemed to be a misdemeanor, pursuant to § 246.14.7.1, shall be within the jurisdiction of the District Court of Nassau County or other court of competent jurisdiction.

14.8. Fees. [Amended 2-10-2004 by L.L. No. 5-2004; 10-16-2012 by L.L. No. 3-2012]

For the purpose of defraying professional and administrative costs involved in the review of applications and appeals, including any legal notices required by law, fees shall be paid to the Town of Oyster in an amount as determined by the Commissioner of the Department of Planning and Development. *Applicants* shall pay for the publication and mailing of notices as required.

14.8.1 Professional consultant review. The Town Board, the Zoning Board of Appeals, the Planning Advisory Board and the Department of Planning and Development, in connection with their review of any application or pre-application which may come before them, may refer such application or pre-application to such professional(s) as they deem necessary to enable them to properly administer their responsibilities. Fees charged by such professionals shall be in accord with fees usually charged for such services in the New York Metropolitan Region and pursuant to a contractual agreement between the Town and such professional. All such charges shall be paid by the Town upon submission of an invoice by the professional and upon approval by the Town Board. The *applicant* shall reimburse the Town for the cost of such professional review services in accordance with the procedures described below and subject to the deposit requirements as set forth in § 246-14.8.3, Schedule of Trust Account Deposits. Such fees shall be in addition to any and all other required fees.

14.8.2 Trust accounts. At such time as a reviewing agency determines that a professional(s) will be retained to assist in its review of an application, the *applicant* shall submit to the Department of Planning and Development a check payable to the "Town of Oyster Bay" in

the amount as set forth in § 246-14.8.3. Such amount shall be deposited into a trust account, out of which the Town will reimburse the professional(s) which the reviewing agency has retained. No such application or pre-application shall be considered complete for review purposes until said trust account is funded in accordance with the Schedule of Trust Account Deposits. The *applicant* shall be provided with copies of any invoices and supporting documentation submitted to the Town for payment for such professional review services. When the balance in such trust account is reduced to 1/3 of its initial amount, the *applicant* shall be required to submit to the Department of Planning and Development additional funds as necessary to restore the balance in such account to the amount of the initial deposit. If such account is not so replenished within 30 days after the *applicant* is notified, in writing, of the requirement for such additional deposit, the reviewing agency may suspend all review of the application. A *building* permit or certificate of occupancy shall not be issued until and unless all professional review costs in connection with the *applicant's* project have been fully reimbursed to the Town. After all pertinent charges have been paid, the Town shall refund to the *applicant* any unused funds remaining on deposit in such account.

14.8.3 Schedule of Trust Account Deposits. The Schedule of Trust Account Deposits shall be maintained at the Department of Planning and Development. All trust account deposits shall be submitted to the Department of Planning and Development in the amount as determined by the Commissioner of the Department of Planning and Development. If a proposed action involves multiple approvals, a single trust account will be established. The total amount of the initial deposit shall be the sum of the individual amounts indicated.

14.9. Affidavits required.

In addition to other requirements that might be imposed by the Town Board, each application submitted to the Department of Planning and Development which requires a Zoning Map or text amendment, site plan approval, special use permit, variance, modification of restrictive covenants or modifications of conditions imposed by resolution shall include an affidavit executed by all owners of record, contract vendees, lessors and lessees, contract lessors and contract lessees, holders of any interest and contract holders of any interest in the subject property, except as otherwise provided below. Said affidavit shall set forth the following:

14.9.1 If the affiant is an individual, the affiant's name, address of residence and age.

14.9.2 If the affiant is a partnership, joint venture or other business entity, except a corporation, it shall set forth:

14.9.2.1 The name and business address of the business entity or partnership.

14.9.2.2 The date created or established.

14.9.2.3 The place created or established.

14.9.2.4 The names and residence addresses of all parties in interest, and the nature and extent of such interest.

14.9.3 If the affiant is a corporation, it shall set forth:

14.9.3.1 The name and business address of the corporation.

14.9.3.2 The method of incorporation.

14.9.3.3 The names and residence addresses of each officer, director and shareholder as of the date of filing of application.

14.9.3.4 The names and mailing addresses of all *persons* to whom corporate stock has been pledged and with whom any agreement has been made to pledge said stock.

14.9.4 All affiants shall set forth the names and mailing addresses of all *persons*, individuals, partnerships and/or corporations who are the holders of any instrument creating an encumbrance upon the property which is the subject of the application and shall also state the nature of such encumbrance.

14.9.5 All affiants shall state to the best of their knowledge whether any *person* mentioned in the affidavit is a current town officer or employee or is related to a town officer or employee. If such is the case, the affiant shall provide full details.

14.9.6 All affiants shall set forth all prior enforcement actions against any party who has an interest in the application or the property, arising from any violation of any law, statute or civil action, whether said action has occurred within the Town of Oyster Bay or in any other jurisdiction within or beyond the borders of the United States of America. Said disclosure shall be only in a manner prescribed by the Town Board. Failure to fully comply with this section shall cause the application to be judged incomplete and shall prevent said application from being entertained in any manner by the Town Board. Said affiants shall supplement their affidavit within 48 hours of any change affecting their disclosure statement occurring prior to a decision on their application. Any incorrect or incomplete statements made in the disclosure which may come to the attention of any enforcement agency or individual of the Town of Oyster Bay after the approval of the application to which the disclosure is attached shall cause the approved application and any other permit or approval issued by any Town *department* or individual pursuant thereto to be reviewed as follows:

14.9.6.1 The Town Attorney is hereby authorized to conduct an investigation and to demand additional information to determine if the affiant's original disclosure was, and currently is, accurate and complete. Said information may be obtained from the affiant or from an independent source.

14.9.6.2 The Town Attorney shall, upon completion of said investigation, report findings to the Town Board. If any incomplete or inaccurate statement, relevant to the subject application, was found to exist, the Town Board shall conduct a public hearing in accordance with the following:

14.9.6.2.1 Whenever it shall be provided herein that a hearing may be held by the Town Board, such hearing shall be conducted on a date and at a place and hour designated by the Town Board, but in no event shall this date exceed 30 days from the date of the Town Attorney's report of findings to the Town Board.

14.9.6.2.2 The Town Attorney shall give notice of such hearing, stating the name and address of the *applicant* or lessees and fee owner concerned, the subject matter of the hearing and the date, place and hour designated therefor, by mailing a copy thereof to the *applicant* or lessee and fee owner concerned at the address shown upon the most recent application of such *applicant* or licensee, at least 10 days before such hearing.

14.9.6.2.3 At any such hearing, the *applicant* or lessee and fee owner involved shall be entitled to be represented by legal counsel and to present such competent material testimony or other evidence in the *applicant* or lessee and fee owner's behalf as may be relevant to the subject matter of the hearing.

14.9.6.2.4 All witnesses shall be sworn and examined under oath.

14.9.6.3 The Town Board, after the conclusion of any public hearings, and after considering all facts and testimony presented at said hearings, shall either revoke, amend or sustain the original approval.

14.9.7 In the event that there is any change in any matter set forth on any affidavit submitted hereunder prior to the time a certificate of occupancy is granted to the subject premises, the affiant affected by such change shall file a supplemental affidavit within 48 hours after such change has occurred, giving the full details thereof. The new party introduced by said change, if any, shall, within 48 hours after such change has occurred, also file an affidavit in compliance with the requirements of this section and shall thereafter be subject to all the requirements as set forth in this section.

14.9.8 Corporations whose stock is listed on a stock exchange or sold over the counter under regulation of the Securities and Exchange Commission, lending institutions licensed or franchised by the State of New York and public corporations are excluded from the provisions of this section.

§ 246-15.
MISCELLANEOUS

15.1. Separability.

Should any section, subsection, paragraph, sentence, clause, provision or phrase of this chapter be declared by any court of competent jurisdiction to be unconstitutional or invalid, such decision shall not affect any other portion of this chapter.

15.2. Short title.

This chapter shall be known and may be cited as the "Zoning Code of the Town of Oyster Bay."

15.3. Effective date.

This chapter shall take effect on May 29, 2001.

15.4. Effect on *building* permits and *building* permit applications.

Nothing herein contained shall require any change in the plans or construction or designated use of any proposed *building* or *structure* for which a valid *building* permit was lawfully issued prior to the effective date of this chapter, provided that construction pursuant to such permit is begun within six months of the date of such permit and further provided that the entire *building* or *structure* is completed within one year of the date of such permit. The construction completion date may be extended by the Town Board for a period of up to six months upon good cause shown.

In addition, if a complete application for a *building* permit, including all required accompanying site development and *building* construction plans, is filed prior to the effective date of this chapter, and all necessary approvals, including, but not limited to, special use permit, site plan and/or variance, as applicable, have been obtained, then a *building* permit shall be issued in accordance with the zoning requirements in effect at the time of the application, subject to the construction timing requirements as set forth above.

Other than as set forth above, any *building* permit issued on or after the effective date of this chapter shall be required to conform with all requirements of this chapter.

15.5. Repeal of existing ordinance.

The Ordinance adopted by the Town Board of Oyster Bay on November 1, 1929, as amended through March 27, 2001, entitled Zoning, Chapter 246, from the Code of the Town of Oyster Bay, is hereby repealed as of the effective date of this chapter.

§ 246-16.
ILLEGAL OCCUPANCIES
[Added 8-28-2007 by L.L. No. 8-2007]

16.1. Legislative findings.

The Town Board has found there are instances in the Town of owners of properties exploiting their *buildings* by maintaining or creating illegal occupancies of their premises. These illegal occupancies expose the residents therein to substandard rooms or *apartments*. Such practices are in derogation of the health, safety and welfare of members of the public who are entitled to such suitable and safe housing as is assured by the Code of the Town. Such illegal occupancies have a detrimental effect on Town services to the community. Accordingly, enforcement of applicable Code provisions is a legitimate governmental obligation which requires appropriate consideration.

16.2. Provisions relating to illegal occupancy prosecutions.

16.2.1 In all civil and criminal prosecutions brought for the enforcement of Code provisions in respect to nonpermitted occupancies, it shall be a rebuttable presumption that a *building* or *dwelling unit* zoned for single-family occupancy is occupied by more than one *family* if any two or more of the following features are found to exist on the premises of that *building* or *dwelling unit*:

16.2.1.1 More than one gas meter, electric meter or water meter.

16.2.1.2 More than one connecting line for cable or satellite television.

16.2.1.3 More than one doorbell or doorway on the same side of the *building* or *dwelling unit*.

16.2.1.4 More than one mailbox, mail slot, or post office address, or any combination thereof.

16.2.1.5 That there exists permanent partitions or "key locked" internal doors which may serve to bar access between segregated portions of the *dwelling*, including but not limited to bedrooms, or the inability of any occupant or *person* in possession thereof to have unimpeded and/or lawful access to all parts of the *dwelling unit*.

16.2.1.6 That there exists two or more *kitchens* each containing one or more of the following: a range, oven, hot plate, microwave, or other similar device customarily used for cooking or preparation of foods, unless the existence of the additional *kitchens* has been approved by the Town in writing.

16.2.1.7 A *dwelling* which has been advertised in any newspaper, magazine or local advertising publication as being available for sale or rent, which advertisement expressly or implicitly provides that such *dwelling* contains rooms for rent, more than one separate *dwelling* living unit, or may be occupied by more than one separate family, is being used as a *dwelling* containing the number of rooms for rent, *dwelling units* or families stated or implied in such advertisement.

16.2.1.8 Separate written or oral rental agreements or leases or the payment of rent for portions of the *building* or *dwelling unit* among the owners or residents, or any

combination thereof.

- 16.2.2 The presumption raised by proof of the existence of any such conditions as set forth in Subsection 16.2.1 herein may be rebutted by conclusive evidence that such conditions do not, in fact, exist or that such conditions, in fact, comply with Code. The failure of a *person* charged under this section to rebut the presumption shall not mean that the trier of fact must find the *person* guilty.
- 16.2.3 A *person* charged with a violation of Code as described herein may demand an inspection of the subject premises by the Department of Planning and Development to rebut such presumption. Such demand shall be in writing and addressed to the Department of Planning and Development. The Inspector shall prepare a report of his findings, together with photographs, if appropriate.

16.3. Penalties for offenses.

Notwithstanding any provision of this Code inconsistent herewith, the owner and/or any *person* in control of the subject property at the time of the violation shall be subject to a fine not exceeding \$1,000 or imprisonment for a period not to exceed six months, or both. Each week's continued violation shall constitute a separate additional violation.

Chapter 266**CANNABIS DISPENSARY OPT-OUT**

[HISTORY: Adopted by the Town Board of the Town of Oyster Bay 12-7-2021 by L.L.

No. 1-2022. Amendments noted where applicable.]

§ 266-1. Legislative intent.

It is the intent of this chapter to request the Cannabis Control Board of the State of New York ("Cannabis Control Board"), as established pursuant to the New York Cannabis Law, Chapter 7-a of the Consolidated Laws of the State of New York ("Cannabis Law"), to permit the Town of Oyster Bay ("Town") to opt-out of allowing cannabis retail dispensaries and on-site cannabis consumption sites within the unincorporated areas of the Town of Oyster Bay, that would otherwise be allowed under Article 4 of the Cannabis Law.

§ 266-2. Authority.

This chapter is adopted pursuant to Cannabis Law § 131 which expressly authorizes a Town board to adopt a local law requesting the Cannabis Control Board to prohibit the establishment of cannabis retail dispensary licenses and/or on-site consumption licenses within the jurisdiction of the town and is subject to a permissive referendum, the procedure of which is governed by Municipal Home Rule Law § 24.

§ 266-3. Opt-out.

The Town Board of the Town of Oyster Bay hereby opts-out from allowing the licensure and establishment of retail cannabis dispensaries and on-site cannabis consumption sites within the unincorporated areas of the Town and requests the Cannabis Control Board prohibit the licensing and establishment of such dispensaries and consumption sites within the unincorporated areas of Town of Oyster Bay.

§ 266-4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this chapter or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this chapter or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Disposition List**Chapter DL****DISPOSITION LIST**

[The following is a chronological listing of legislation of the Town of Oyster Bay adopted since January 1, 2005, indicating its inclusion in the Code or the reason for its exclusion.

[Enabling legislation which is not general and permanent in nature is considered to be non-Code material (NCM).] Consult municipal records for disposition of prior legislation.]

§ DL-1. Disposition of legislation.

Local Law Number	Adoption Date	Subject	Disposition
1-2005	1-18-2005	Zoning amendment	Ch. 246
2-2005	3-8-2005	Zoning amendment	Ch. 246
3-2005	3-22-2005	Tax exemption for volunteer fire fighters and ambulance workers	Ch. 209, Art. VIII
4-2005	4-5-2005	Zoning amendment	Ch. 246
5-2005	7-26-2005	Solid waste amendment	Ch. 201
6-2005	9-13-2005	Zoning amendment	Ch. 246
7-2005	10-18-2005	Building permit moratorium within Oyster Bay Hamlet	NCM
8-2005	12-20-2005	Administration of government: General Services Department amendment; Parks Department amendment; Public Works Department amendment; Department of Public Safety; vehicles and traffic amendment	Ch. 4, Arts. III, X, XI and XV; NCM
1-2006	1-24-2006	Taxation: exemption for first-time homebuyers amendment	Ch. 209, Art. VII
2-2006	3-28-2006	Public access to records amendment	Ch. 187
3-2006	4-11-2006	Extension of building permit moratorium within Oyster Bay Hamlet	NCM
4-2006	2-28-2006	Administration of government: salary amendments	Ch. 4, Arts. I; II; IV; VIII
5-2006	4-25-2006	Zoning amendment	Ch. 246
6-2006	4-25-2006	Vehicles for hire amendment	Ch. 236
7-2006	6-27-2006	Towing amendment	Ch. 221
8-2006	7-25-2006	Animal protection and control amendment	Ch. 103, Art. I
9-2006	8-8-2006	Speed limits amendment	Ch. 203

Local Law Number	Adoption Date	Subject	Disposition
10-2006	10-24-2006	Extension of building permit moratorium within Oyster Bay Hamlet	NCM
11-2006	10-24-2006	Zoning amendment	Ch. 246
12-2006	12-19-2006	Building construction amendment	Ch. 93
1-2007	1-9-2007	Shellfish and marine life commercial permits moratorium	NCM
2-2007	1-23-2007	Zoning Map amendment	NCM
3-2007	1-23-2007	Waterways: general provisions amendment	Ch. 241, Art. I
4-2007	2-13-2007	Zoning amendment	Ch. 246
5-2007	4-24-2007	Vehicles and traffic amendment	Superseded by L.L. No. 4-2021
6-2007	6-26-2007	Site plan and permit moratorium within NB Zone	NCM
7-2007	8-7-2007	Massapequa building permit moratorium	NCM
8-2007	8-28-2007	Zoning amendment	Ch. 246
9-2007	8-28-2007	Public nuisances	Ch. 184
10-2007	8-28-2007	Building construction amendment	Ch. 93
11-2007	9-25-2007	Tax exemption for volunteer fire fighters and ambulance workers amendment	Ch. 209, Art. VIII
12-2007	9-25-2007	Trees amendment	Ch. 225
1-2008	1-29-2008	Extension of site plan and permit moratorium within NB Zone	NCM
2-2008	1-29-2008	Extension of Massapequa building permit moratorium	NCM
3-2008	1-29-2008	Shellfish and marine life amendment	Ch. 196
4-2008	3-25-2008	Dogs and other animals: wild fowl	Ch. 103, Art. IV
5-2008	4-8-2008	Zoning amendment	Ch. 246
6-2008	4-29-2008	Solid waste regulations amendment	Ch. 201, Part 1
7-2008	6-24-2008	Parks and recreation amendment	Ch. 168
8-2008	6-24-2008	Zoning amendment	Ch. 246

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9-2008	8-5-2008	Administration of government: Executive Department amendment; Office of Comptroller amendment	Ch. 4, Arts. IV and VI
10-2008	8-5-2008	Extension of Massapequa building permit moratorium	NCM
11-2008	8-5-2008	Extension of site plan and permit moratorium within NB Zone	NCM
12-2008	11-25-2008	Administration of government: Public Works Department amendment; Highway Department; notification of defects amendment; plumbing amendment; solid waste regulations amendment; sidewalks, curbs and gutters amendment	Chs. 4, Arts. XI and XVII; 160; 180; 201, Part 1; 205, Art. II
13-2008	11-25-2008	Administration of government: Planning and Development Department amendment; Economic Development Department	Ch. 4, Arts. V and XVI
14-2008	12-16-2008	Cold War military personnel tax exemption	Ch. 209, Art. IX
15-2008	12-16-2008	Zoning amendment	Ch. 246
16-2008	12-16-2008	Waterways: general provisions amendment	Ch. 241, Art. I
1-2009	2-3-2009	Extension of site plan and permit moratorium within NB Zone	NCM
2-2009	3-31-2009	Speed limits amendment	Ch. 203
3-2009	3-31-2009	Collateral loan brokers; secondhand dealers amendment; zoning amendment	Chs. 94; 192; 246
4-2009	3-31-2009	Housing standards amendment; industrial and commercial property maintenance: general provisions amendment; growth of vegetation and accumulations of rubbish and litter amendment	Chs. 135; 182, Arts. I and II
5-2009	6-30-2009	Parks and recreation amendment	Ch. 168

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6-2009	6-30-2009	Flood damage prevention	Ch. 121
7-2009	7-14-2009	Zoning Map amendment	NCM
8-2009	7-14-2009	Zoning amendment	Ch. 246
9-2009	9-29-2009	Stormwater management and erosion and sediment control; zoning amendment	Chs. 204; 246
10-2009	9-29-2009	Streets and sidewalks amendment	Ch. 205
11-2009	12-1-2009	Prohibition of illicit discharges, activities and connections to separate storm drain system	Ch. 181
1-2010	12-15-2009	Salaries amendments	Ch. 4, Arts. I; II; IV; VIII
2-2010	4-27-2010	Purchasing amendment; housing standards amendment; growth of vegetation and accumulations of rubbish and litter amendment	Chs. 64; 135; 182, Art. II
3-2010	4-27-2010	Administration of government: Planning and Development Department amendment	Ch. 4, Art. V
4-2010	7-13-2010	Retirement incentive program	NCM
5-2010	10-19-2010	Public nuisances amendment	Ch. 184
6-2010	12-14-2010	Dogs and other animals amendment	Ch. 103
1-2011	2-1-2011	Personnel policies: residency requirements amendment	Ch. 59, Art. III
2-2011	8-9-2011	Zoning amendment	Ch. 246
1-2012	3-13-2012	Taxation: exemption for Cold War military personnel amendment	Ch. 209, Art. IX
2-2012	6-19-2012	Retirement incentive program	NCM
3-2012	10-16-2012	Building construction amendment; electrical standards amendment; housing standards amendment; plumbing amendment; stormwater management and erosion and sediment control repealer; zoning amendment	Chs. 93; 107; 135; 180; 204 (reference only); 246
4-2012	12-18-2012	Zoning amendment	Ch. 246
1-2013	2-26-2013	Retirement incentive program	NCM

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2-2013	3-12-2013	Shellfish and marine life amendment	Ch. 196
3-2013	6-11-2013	Speed limits amendment	Ch. 203
4-2013	11-12-2013	Speed limits amendment	Ch. 203
5-2013	11-19-2013	Override of real property tax levy	Superseded by L.L. No. 2-2014
1-2014	3-11-2014	Retirement incentive program	NCM
2-2014	11-18-2014	Override of real property tax levy	Ch. 209, Art. X
1-2015	10-13-2015	Retirement incentive program	NCM
2-2015	11-10-2015	Vehicles for hire amendment	Ch. 236
3-2015	11-10-2015	Filming and photography	Ch. 118
4-2015	11-10-2015	Vehicles and traffic amendment	Superseded by L.L. No. 4-2021
1-2016	6-7-2016	Building permit amnesty program	NCM
2-2016	6-21-2016	Retirement incentive program amendment	NCM
3-2016	7-12-2016	Streets and sidewalks amendment	Ch. 205
4-2016	11-15-2016	Code of Ethics	Ch. 30
5-2016	11-15-2016	Taxation: override of real property tax levy	Ch. 247, Art. X
6-2016	12-13-2016	Zoning amendment	Ch. 246
1-2017	1-10-2017	Retirement incentive program amendment	NCM
2-2017	1-10-2017	Building permit amnesty program amendment	NCM
3-2017	3-21-2017	Speed limits amendment	Ch. 203
4-2017	6-6-2017	Purchasing amendment	Ch. 64
5-2017	7-11-2017	Building permit amnesty program amendment	NCM
6-2017	9-12-2017	Wireless telecommunications facilities; zoning amendment	Ch. 242; Ch. 246
7-2017	9-12-2017	Parks and recreation amendment; unmanned aircraft	Ch. 168; Ch. 231
8-2017	9-12-2017	Building construction amendment	Ch. 93
9-2017	9-12-2017	All-terrain vehicles	Ch. 84

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10-2017	10-17-2017	Housing standards amendment; property maintenance, industrial and commercial: regulation of bamboo growth in commercial districts	Ch. 135; Ch. 182, Art. III
11-2017	11-28-2017	Retirement incentive program	NCM
12-2017	11-28-2017	Voluntary separation incentive program	NCM
1-2018	1-9-2018	Administration of government: Office of the Inspector General	Ch. 4, Art. XVIII
2-2018	1-9-2018	Dangerous buildings and abandoned buildings amendment	Ch. 96
3-2018	3-13-2018	Voluntary Separation Incentive Program	NCM
4-2018	3-13-2018	Local Retirement Incentive Program	NCM
5-2018	5-8-2018	Building Construction Amendment	Ch. 93
6-2018	6-26-2018	Administration of Government: Town Board, Office of Amendment; Department of Environmental Resources Amendment; Department of Public Safety Amendment; Building Construction Amendment; Housing Standards Amendment; Noise Amendment; Plumbing Amendment; Prohibition of Illicit Discharges, Activities and Connections to Separate Storm Drain System Amendment; Property Maintenance, Industrial and Commercial: General Provisions Amendment; Places of Public Assembly Amendment; Stormwater Management and Erosion and Sediment Control; Streets and Sidewalks Amendment; Waterways Amendment; Zoning Amendment	Ch. 4, Art. VIII; Ch. 4, Art. XIV; Ch. 4, Art. XV; Ch. 93; Ch. 135; Ch. 156; Ch. 180; Ch. 181; Ch. 182, Art. I; Ch. 183; Ch. 204; Ch. 205; Ch. 241; Ch. 246

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1-2019	1-29-2019	Plumbing Amendment	Ch. 180	91
2-2019	1-29-2019	Dangerous Buildings and Abandoned Buildings Amendment	Ch. 96	91
3-2019	1-29-2019	Administration of Government: Comptroller, Office of Amendment; Parks and Recreation Amendment	Ch. 4, Art. VI; Ch. 168	91
4-2019	7-30-2019	Speed Limits Amendment	Ch. 203	91
5-2019	9-17-2019	Parks and Recreation Amendment	Ch. 168	91
6-2019	9-17-2019	Streets and Sidewalks Amendment	Ch. 205	91
7-2019	9-17-2019	Dogs and Other Animals: Animal Protection and Control Amendment	Ch. 103, Art. I	91
1-2020	4-21-2020	Dangerous Buildings and Abandoned Buildings Amendment	Ch. 96	1
2-2020	5-19-2020	Solid Waste: Solid Waste Regulations Amendment	Ch. 201, Pt. 1	1
3-2020	7-14-2020	Towing: Regulations Amendment	Ch. 221, Art. VI	1
4-2020	7-14-2020	Zoning Amendment	Ch. 246	1
5-2020	8-18-2020	Collection Bins	Ch. 95	1
6-2020	8-18-2020	Retirement Incentive Program	NCM	1
7-2020	10-20-2020	Public Nuisances Amendment	Ch. 184	1
1-2021	2-23-2021	Zoning Amendment	Ch. 246	2
2-2021	2-23-2021	Wireless Telecommunications Facilities Amendment	Ch. 242	2
3-2021	3-30-2021	Zoning Amendment	Ch. 246	2
4-2021	4-20-2021	Vehicles and Traffic	Ch. 233	
5-2021	5-4-2021	Peddling and Soliciting Amendment	Ch. 173	2
6-2021	6-15-2021	Zoning Amendment	Ch. 246	2
7-2021	6-15-2021	Animals: Fowl Amendment	Ch. 103, Art. IV	2

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8-2021	6-15-2021	Secondhand Dealers Amendment	Ch. 192	2
9-2021	6-15-2021	Vehicles for Hire Amendment	Ch. 236	2
10-2021	6-15-2021	Licenses and Permits Amendment	Ch. 147	2
11-2021	6-29-2021	Secondhand Dealers Amendment	Ch. 192	2
12-2021	6-29-2021	Collateral Loan Brokers Amendment	Ch. 94	2
13-2021	9-14-2021	Vehicles and Traffic Amendment	Ch. 233	
14-2021	9-14-2021	Speed Limits Amendment	Ch. 203	2
15-2021	11-16-2021	Shellfish and Marine Life Amendment	Ch. 196	2
1-2022	12-7-2021	Cannabis Dispensary Opt-Out	Ch. 266	3
2-2022	3-15-2022	Administration of Government Amendment; Purchasing Amendment; All-Terrain Vehicles Amendment; Dangerous Buildings and Abandoned Buildings Amendment; Housing Standards Amendment; Notification of Defects Amendment; Plumbing Amendment; Property Maintenance, Industrial and Commercial Amendment; Solid Waste Amendment; Streets and Sidewalks Amendment; Wireless Telecommunications Facilities Amendment	Ch. 4; Ch. 64; Ch. 84; Ch. 96; Ch. 135; Ch. 160; Ch. 180; Ch. 182; Ch. 201; Ch. 205; Ch. 242	3
3-2022	3-15-2022	Administration of Government Amendment; Housing Standards Amendment; Property Maintenance, Industrial and Commercial Amendment; Solid Waste Amendment; Waterways Amendment	Ch. 4; Ch. 135; Ch. 182; Ch. 201; Ch. 241	3

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4-2022	3-15-2022	Administration of Government Amendment	Ch. 4	3
5-2022	3-15-2022	Administration of Government Amendment; Noise Amendment; Waterways Amendment	Ch. 4; Ch. 156; Ch. 241	3
6-2022	6-14-2022	Zoning Amendment	Ch. 246	3
7-2022	7-17-2022	Vehicles and Traffic Amendment	Ch. 233	
1-2023	1-24-2023	Zoning Amendment	Ch. 246	3
2-2023	3-7-2023	Civil Enforcement and Administrative Adjudication	Ch. 14	3
3-2023	3-7-2023	Administration of Government Amendment	Ch. 4	3

Local Law Number	Adoption Date	Subject	Disposition	Supp No.
4-2023	3-7-2023	Ethics, Code of Amendment; Alcoholic Beverages Amendment; Building Construction Amendment; Collection Bins Amendment; Dangerous Buildings and Abandoned Buildings Amendment; Animals Amendment; Electrical Standards Amendment; Filming and Photography Amendment; Games of Chance: Bingo Amendment; Graffiti Abatement Amendment; Handbills, Commercial Amendment; Housing Standards Amendment; Junk and Junk Dealers Amendment; Landmarks Preservation Amendment; Landscaping Amendment; Noise Amendment; Oil, Storage and Handling of Amendment; Parks and Recreation Amendment; Peddling and Soliciting Amendment; Plumbing Amendment; Property Maintenance, Industrial and Commercial Amendment; Public Nuisances Amendment; Secondhand Dealers Amendment; Solid Waste Amendment; Streets and Sidewalks Amendment; Towing Amendment; Vehicles for Hire Amendment; Zoning Amendment	Ch. 30; Ch. 82; Ch. 93; Ch. 95; Ch. 96; Ch. 103; Ch. 107; Ch. 118; Ch. 126, Art. I; Ch. 128; Ch. 130; Ch. 135; Ch. 139; Ch. 143; Ch. 145; Ch. 156; Ch. 164; Ch. 168; Ch. 173; Ch. 180; Ch. 182; Ch. 184; Ch. 192; Ch. 201; Ch. 205; Ch. 221; Ch. 236; Ch. 246	3