

Local Law HBP- 3 2022

A local law to amend Chapter 146 of the Code of the Village of Hewlett Bay Park, to provide for a new section to regulate piers in a front yard.

Section one. Chapter 146 is hereby amended by adding a new section, to be designated as §146-9.4. Piers.", to read as follows:

§146-9.4. Piers.

- A. Masonry piers are permitted in a front yard subject to the provisions of this section. Masonry piers shall:
- i. contain a brick or stone masonry exterior, with the exception of the cap, which may be concrete;
 - ii. not exceed a horizontal area of 4 square feet, if square, and a 2 foot radius, if round. No other shape shall be permitted;
 - iii. not exceed a height of 5 feet, including within said 5 foot height all light fixtures, planters and other decorative elements;
 - iv. shall not be located within 5 feet of an adjoining property; and
 - v. shall be located within the boundaries of the property on which the piers are located, and in no event closer than 10 feet from the paved area of an adjoining roadway.
- B. There shall be not more than 2 piers permitted per driveway access, and not less than 20 feet between any such piers.
- C. No light fixture, planter or other decorative element may extend beyond the exterior plane of the pier.
- D. No cap shall extend more than 3 inches beyond the exterior planes of the pier.
- E. No gate, fence or similar structure shall be constructed across a driveway, whether or not connected to a masonry pier.

Section two. If any clause, sentence, paragraph, or section of this local law shall be held invalid by any court of competent jurisdiction, or the application of this local law to any person or set of circumstances shall be held invalid, such invalidity or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or operation of this local law directly involved in the controversy in which the judgment shall have been rendered. To further this end, the provisions of this local law are hereby declared to be severable.

Section three. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.