

A local law to amend Section 146-9.4 of the Code of the Village of Hewlett Bay Park regarding piers.

Section 1. Section 146-9.4 of the Code of the Village of Hewlett Bay Park is hereby amended, to read as follows:

“§146-9.4. Piers.

- A. Masonry piers are permitted in a front yard subject to the provisions of this section.
- B. Masonry piers without gates attached thereto shall:
 - (1) contain a brick or stone masonry exterior.
 - (2) not exceed a horizontal area of 4 square feet, if square, and a 2-foot radius, if round. No other shape shall be permitted,
 - (3) not exceeding a height of 5 feet, excluding any light fixture
 - (4) shall not be located within 3 feet of an adjoining property, and
 - (5) 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.
- C. Masonry piers with attached gates shall:
 - (1) contain a brick or stone masonry exterior, with the exception of the cap, which may be concrete,
 - (2) not exceed a horizontal area of 4 square feet, if square, and a 2-foot radius, if round. No other shape shall be permitted,
 - (3) not exceed a height of 5 feet, excluding any light fixture.
 - (4) shall not be located within 3 feet of an adjoining property, and
 - (5) shall be located within the boundaries of the property on which the piers are located, and in no event closer than 20 feet from the paved area of an adjoining roadway,
 - (6) gates shall open inward of the property or can be a gate that slides open from side to side within the boundaries of the property,
 - (7) gate material shall be of similar design to the primary dwelling, and
 - (8) gates shall not exceed 5-feet in height including any decorative elements.
- D. There shall be not more than 2 piers permitted per driveway access, and for a semi-circular driveway no more than 4 piers and not less than 20 feet between any such piers.
- E. No light fixture may extend beyond the exterior plane of the pier.

- F. No cap shall extend more than 3 inches beyond the exterior planes of the pier or have a height in excess of 4 inches.

Section 2. Any local law or provision of the Code of the Village of Hewlett Bay Park in conflict with this local law is hereby repealed to the extent of such conflict, except that such repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of such local law, ordinance or resolution prior to the effective date of this local law.

Section 3. If any clause, sentence, paragraph, section, article, or part of this local law shall be adjudged to be invalid by any court of competent jurisdiction, such judgment shall not affect, impair or invalidate any other part of this local law, or 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.

Section 4. This local law shall take effect immediately upon adoption and filing pursuant to the Municipal Home Rule Law.