

**INCORPORATED VILLAGE HUNTINGTON BAY
BOARD OF TRUSTEES**

**PROPOSED LOCAL LAW NO. 2 OF 2014 AMENDING
CHAPTER 91, ARTICLE VI, OF THE CODE OF THE
INCORPORATED VILLAGE OF HUNTINGTON BAY AS IT
RELATES TO VIOLATIONS AND PENALTIES**

Be it enacted by the Board of Trustees of the Incorporated Village of Huntington Bay as follows:

Section 1. Amendment.

Chapter 91, Article VI, of the Code of the Village of Huntington Bay shall be amended to read as follows:

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§ 91-28. Violations and penalties.

A. Fines.

(1) For any and every violation of the provisions of this chapter, and provided the following persons shall have been notified by the Village Building Inspector, by issuance of a stop-work order and followed by the service of a summons by certified mail or delivery by a police officer in a prosecution, or in any other way, that he is committing a violation of this chapter, the owner, general agent or contractor of a building or premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of a building or premises in which such violation has been committed or shall exist, and the general agent, architect, building contractor or any other person who knowingly commits, takes part in or assists in any such violation or who maintains any building or premises in which any such violation shall exist, shall be liable, on conviction thereof, as follows:

- (a) To a fine of \$1,500 for conviction of a first offense, or imprisonment for not more than fifteen (15) days, or both.
- (b) To a fine of \$3,000 for conviction of a second offense, or imprisonment for not more than fifteen (15) days, or both.
- (c) To a fine of \$4,500 for conviction of a third offense and any subsequent offense, or imprisonment for not more than fifteen (15) days, or both.

(2) Each week's continued violation when a stop-work order has been issued shall constitute a separate additional violation and shall be considered a separate offense. Such fines shall be collected as like fines are now collected by law.

B. A violation of this chapter shall constitute disorderly conduct and the person violating same shall be a disorderly person.

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Section 2. Severability.

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part hereof directly involved in the controversy in which judgment should have been rendered.

Section 3. Effective date.

This local law shall take effect immediately upon filing with the New York Secretary of State.