

BILL NO. 4 OF 2025

A local law to amend Lake Success Code Chapter 105 entitled “Zoning.”

BE IT ENACTED by the Board of Trustees of the Village of Lake Success as follows:

Section One. Lake Success Code Section 105 entitled “Zoning” Article XIII entitled “Economic Development A District” subsection 125 entitled “Fees” is hereby amended to read as follows:

- A. With and upon the filing of an application relating to contemplated new construction on a previously undeveloped plot, there shall be paid to the Village a fee established by resolution of the Board of Trustees, based on the acreage of the plot. The site plan shall show the total acreage.
- B. With and upon the filing of an application relating to any contemplated alteration of either existing general building plans or existing site plan, or both, there shall be paid to the Village a filing fee as established by resolution of the Board of Trustees, based on the estimated cost of the contemplated alterations.
- C. The filing fees defined in this section are related solely to the consideration of applications of whatever nature by the Planning Board and have no effect whatsoever on such building permit fee as must later accompany the application for the building permit.
- D. No additional filing fee shall be involved if and when amended plans are filed, unless and to the extent that the amended plans may represent an increase in building area.

Section Two. Lake Success Code Section 105 entitled “Zoning” Article XIV entitled “Research and General Office R-O District” subsection 151 entitled “Filing fees” is hereby amended to read as follows:

- A. With and upon the filing of an application relating to contemplated new construction on a previously undeveloped plot, there shall be paid to the a fee established by resolution of the Board of Trustees, based on the acreage of the plot. The site plan shall show the total acreage.
- B. With and upon the filing of an application relating to any contemplated alteration of either existing general building plans or existing site plan, or both, there shall be paid to the

Village a filing fee as established by resolution of the Board of Trustees, based on the estimated cost of the contemplated alterations.

- C. The filing fees defined in this section are related solely to the consideration of applications of whatever nature by the Planning Board and have no effect whatsoever on such building permit fee as must later accompany the application for the building permit.
- D. No additional filing fee shall be involved if and when amended plans are filed, unless and to the extent that the amended plans may represent an increase in building area.

Section Three. Lake Success Code Section 105 entitled “Zoning” Article XVI entitled “Economic Development B District” subsection 183 entitled “Application procedure; fees” is hereby amended to read as follows:

- A. An application for approval by the Planning Board of contemplated general building plans and site plan, or of contemplated alteration of existing general building plans or site plan, or both, must be in writing, by the owner of the plot or lot, and must be accompanied by the said general building plans and site plan, or by plans showing contemplated alterations of existing general building plans or site plan, or both, prepared by a registered architect or licensed professional engineer in sufficient detail to establish all matters pertinent to and covered by this Article.
- B. The said application and related general building plans and/or site plan shall be in triplicate, addressed to the Planning Board and filed in the office of the Village Clerk.
- C. With and upon the filing of an application relating to contemplated new construction on a previously undeveloped plot or lot, there shall be paid to the Village. A fee established by resolution of the Board of Trustees, based on the acreage of the plot. The site plan shall show the total acreage to the nearest third figure.
- D. With and upon the filing of an application relating to any contemplated alteration of either existing general building plans or existing site plan or both, there shall be paid to the Village a filing fee as established by resolution of the

Board of Trustees, based on the estimated cost of the contemplated alterations.

- E. The filing fees defined in Subsections C and D hereinabove are related solely to the consideration of applications, of whatever nature, by the Planning Board and have no effect whatsoever on such building permit fee as must later accompany the application for the building permit.
- F. No additional filing fee shall be involved if and when amended plans are filed under § 105-172 hereinabove, unless and to the extent that the amended site plan may represent an increase in area.

Section Four. Lake Success Code Section 105 entitled “Zoning” Article XXVI entitled “Telecommunications Licenses and Franchises” subsection 303 entitled “Application review fee” is hereby amended to read as follows:

- A. Each applicant for a telecommunications license or franchise pursuant to §§ 105-266 through 105-278 or §§ 105-279 through 105-293 of this article, or an amendment or renewal thereof, shall pay an application review fee as established by resolution of the Board of Trustees, based on the estimated cost of construction of applicant's proposed or existing telecommunications facilities, whichever is greater. No application review fee shall be required of any applicant for a license or franchise pursuant to §§ 105-294 through 105-300 of this article.
- B. An applicant whose license or franchise application is withdrawn or abandoned prior to approval or denial shall, within 60 days of such withdrawal or abandonment, be refunded its application review fee, less a reasonable sum to be determined by the Village as its expenses incurred for the application and review process prior to the date of withdrawal or abandonment. Such expenses may include all ascertainable costs and expenses incurred by the Village in connection with the application.

Section Five. This local law shall take effect immediately upon filing with the Secretary of State.