

Draft Local Law for Parking
May 4, 2022

LOCAL LAW NO. OF THE YEAR 2022
A LOCAL LAW AMENDING SECTIONS 150-12(C),
150-16(A)(1), AND 150-16(G) AND DELETING SECTION 150-12A2
OF THE GREENPORT VILLAGE CODE
TO AMEND THE PARKING REGULATIONS
OF THE VILLAGE OF GREENPORT

BE IT ENACTED BY THE BOARD OF TRUSTEES OF THE INCORPORATED VILLAGE
OF GREENPORT AS FOLLOWS:

Section 1.0 Title, Enactment, Effective Date,
Purpose and Intent.

1.1 Title of Local Law

1.2 Enactment.

1.3 Effective Date.

1.4 Purpose and Intent of Local Law.

2.0 General Provisions.

2.1 Amendment to Section 150-12(C).

2.1 Amendment of Section 150-16 (create 150-16(A)(1)).

2,2 Deletion of Section 150-16(A)(2)

2.2 Amendment of Section 150-16(G).

3.0 Severability.

1.1 Title.

This Local Law shall be entitled “Local Law of 2022 Deleting Section
150-12(C) and Amending Section 150-16 (create 150-16(A)(1), and 150-16(G) and deleting
Section 150-16(A)(2) to amend the parking regulations of the Village of Greenport.

1.2. Enactment.

Pursuant to Section 10 of the Home Rule Law and the Village Law of the State of New York, the Incorporated Village of Greenport, County of Suffolk and State of New York, hereby enacts by this Local Law of 2022, a Local Law of the Village of Greenport.

1.3. Effective Date.

This Local Law shall take effect on the filing of the approved Local Law with the Secretary of State of New York, which shall be within twenty (20) days after its approval by the Board of Trustees of the Incorporated Village of Greenport.

1.4 Purpose and Intent of Local Law.

The purpose and intent of this Local Law is to address the shortage of parking in the Village of Greenport.

2.0 General Provisions.

2.1 Amendment of Section 150-12(C)

Section 150-12(C) of the Greenport Village Code is hereby amended to read as follows:

“Where the person or entity owning or occupying a premises or a portion of a premises in the CR or WC Districts in the Village of Greenport changes, or the same person or entity owning or occupying a premises makes a change in the use or the intensity or volume of the use, or there is a physical alteration or expansion of the premises, the off-street parking requirement for the use of the premises shall not be increased unless there is either (1) a change in the nature of the use of the premises or (2) an expansion or increase in the volume or intensity of the use of the premises resulting in an increase in the off premises parking requirement for the premises of at least twenty percent (20%), whereupon the person or entity owning or occupying the premises the premises shall

be required to provide off-street parking for the full amount by which the off-street parking requirement for the premises or portion of the premises has increased.

2.2 Amendment of Section 150-16

The first paragraph only of Section 150-16 shall be amended to read as follows:

“§ 150-16(A)(1)

Parking and loading regulations.

A. Off-street parking requirements. Off-street parking spaces, open or enclosed, are permitted accessory to any use, subject to the following provisions:

(1) Schedule of parking requirements. Accessory off-street parking spaces, open or enclosed, shall be provided for any use as specified below. Any land which is developed as a unit under single ownership and control shall be considered a single lot for the purpose of these parking regulations. Reasonable and appropriate off-street parking requirements for structures and uses which do not fall within the categories listed below shall be determined by the Planning Board upon consideration of all factors entering into the parking needs of each such use. Upon a showing to the Planning Board by the owner of a property of a reduced need for parking on a site or property as required by this Section, the Planning Board may grant a reduction of up to ten percent (10%) of the parking required for a particular use based on a showing that the particular circumstances of a property and the use to be made of that property require less parking than that required by this Chapter.

2.3 Deletion and Removal of Section 150-16A(2)

Section 150-16A(2) of the Greenport Village Code shall be deleted and removed and Section number 150-16A(2) shall be reserved for future use.

2.4 Amendment of Section 150-16(G) of the Greenport Village Code.

Section 150-16(G) of the Greenport Village Code shall be amended to read as follows:

“G. (1) The Planning Board may when it deems it to be in the best interest of the Village, require an owner to deposit a cash payment in lieu of any parking requirements set forth in this section or § 150-12, but not to exceed a waiver of more than 50 % of the required parking spaces or 20 required parking spaces, whichever results in a lesser waiver of required parking spaces. The amount to be paid shall be; (A) \$1,000 per parking space required but not provided if the number of spaces required but not provided is ten or less spaces; (B) \$2,500 per parking space required but not provided if the number of spaces required but not provided is more than 10 spaces but not more than 30 spaces; and (C) \$5,000 for each space required but not provided if the number of spaces that is required but not provided is greater than 30 spaces. Said funds will be deposited and maintained by the Village in a special fund and used by the Village for the construction, acquisition or maintenance of public parking facilities.

(2) Any decision of the Planning Board pursuant to this section may be appealed to the Village Board of Trustees within 60 days of the filing of the Planning Board's decision with the Village Clerk.”

3.0 Severability

In the event that any section or portion of this Local Law or Chapter shall be deemed void or not effective, the remaining provisions of this Local Law and Chapter shall remain in full force and effect.