

**PROPOSED LOCAL LAW AMENDING SECTION 195-39 OF THE MUNICIPAL CODE
OF THE INCORPORATED VILLAGE OF NEW HYDE PARK, ENTITLED “RULES
AND FEES**

§ 195-39. Rules and fees.

A. The fees for any variances, special permits, conditional use permits or other applications to the Board of Zoning Appeals and for the annual inspection, registration or certification of any such variances, special permits or conditional uses, etc., shall be in such amounts as may be fixed from time to time by resolution or order of the Board of Trustees. A schedule of current fees shall be made, posted and certified to any person, by the Village Clerk, in such manner or on such forms as may be adopted from time to time by such Clerk.

B. Before any application can be heard by the Board of Zoning Appeals a complete and accurate list of the names and addresses of owners of all the lands within a radius of ~~100~~ 300 feet of the property affected by such application as appears on the last completed assessment roll of the County of Nassau or the Village of New Hyde Park, shall be submitted simultaneously with the application. The applicant shall send by registered or certified mail to each owner not less than 10 nor more than 20 days before the date set for a hearing upon his application, a notice addressed to each owner generally signed by the applicant, identifying the property affected thereby and setting forth the variance requested and the date, hour and place fixed by the Board of Zoning Appeals for the hearing thereon. Before such case may be heard by the Board an applicant must file with the Clerk of the Board, not later than five days prior to the hearing an affidavit of the mailing of such notices as herein provided; or in lieu thereof consents from said owners. Said affidavit or consents to be made on forms to be provided by the Board of Appeals.

C. Reimbursable expenses. No variance, special permit, conditional use permit or other decisional relief shall be issued pursuant to the provisions of this article until all expenses incurred by the Board of Zoning Appeals for transcript costs, exhibit reproduction costs, consultation fees (including, but not limited to, engineering, architectural and legal fees) or other extraordinary expenses in connection with the review of an application are reimbursed to the Village by the applicant. At the time of application, the applicant shall deposit with the Village Clerk such amount to cover transcript costs, exhibit reproduction costs, consultation fees and extraordinary expenses as shall be established from time to time by resolution of the Board of Trustees. Additional deposits shall be deposited upon demand.