

**TOWN OF HILLSDALE
COUNTY OF COLUMBIA
STATE OF NEW YORK**

At a meeting of the Town Board of the Town of Hillsdale, Columbia County, New York, duly noticed and held on the 14th day of May, 2019, the following Resolution was introduced and seconded:

Resolution by: _____

Seconded by: _____

WHEREAS, the Town Board has before it proposed Local Law No. 1 of 2019, which amends the definition of a “Minor Project” as that term is defined in the Zoning and Land Use Control Law of the Town of Hillsdale; and

WHEREAS, the proposed changes are those recommended by the Town of Ghent Planning Board; and

WHEREAS, the Town Board, after considering the proposal of the Planning Board, directed the attorney for the Town to prepare a local law filing for the enactment of the recommended changes; and

WHEREAS, a public hearing was held before the Hillsdale Town Board on April 9, 2019, after due and proper notice by publication and posting, for the purpose of considering adoption of Local Law No. 1 of 2019; and

WHEREAS, proposed Local Law No. 1 of 2019 was referred to the Columbia County Planning Board, which reviewed the matter and determined that the proposed Local Law has no significant county-wide or intercommunity impacts associated with it and, therefore, the Town Board of the Town of Hillsdale is free to adopt the proposed Local Law by a simple majority vote; and

WHEREAS, the Town Board has determined that Local Law No. 1 of 2019, if adopted, would be appropriate and in the best interests of the residents of the Town; and

WHEREAS, the Town Board conducted a review of the proposed Local Law under the provisions of the State Environmental Quality Review Act and determined that the proposed Local Law would have no significant adverse impact on the environment and that a negative declaration be issued.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Hillsdale, that the Town Board does hereby adopt Local Law No. 1 of 2019, which shall become effectively immediately.

Upon the question of the foregoing Resolution, the following Board members voted “aye” in favor of the Resolution:

The following Board members voted “no” in opposition to said Resolution:

The Resolution having been approved by a majority of the Town Board, the same was declared adopted by the Town Supervisor.

Dated: May 14, 2019

KATHI DOOLAN, Town Clerk

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County
City
Town of Hillsdale
Village

Local Law No. 1 of the year 2019

A local law amending the definition of a “Minor Project” as that term is defined in the Zoning and Land Use Control Law of the Town of Hillsdale.

Be it enacted by the Town Board of the

County
City
Town of Hillsdale as follows:
Village

Section 1. Enactment.

The definition of “Minor Project” contained in the Zoning and Land Use Control Law of the Town of Hillsdale, Chapter 14 (Definitions), Section 14.2 (Definitions), is hereby amended to read as follows:

MINOR PROJECT: A proposed use that requires a Special Permit and that falls below all of the following thresholds:

1. Construction of four or fewer multi-family dwelling units.
2. Construction of facilities or structures for a non-residential use covering no more than four thousand (4,000) square feet of building footprint.
3. Minor alteration of existing structures or expansion of such structures by no more four thousand (4,000) square feet.
4. Conversion of existing structures to another use.
5. Permanent alteration and active use of fifty thousand (50,000) square feet or less of land, with or without structures, in connection with the Special Permit use.
6. Any project identified as a Type 2 action in connection with review under the New York State Environmental Quality Review Act.

Section 2. Effective Date.

This Local Law shall take effect in accordance with the provisions of Town Law.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 2019 of the (County)(City)(Town)(Village) of Hillsdale was duly passed by the Town Board on May 14, 2019, in accordance with the applicable provisions of law.
(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, _____, and was (approved)(not disapproved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____, _____, _____
(Name of Legislative Body)
(Elective Chief Executive Officer*)
in accordance with the applicable provisions of law.

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, _____, and (approved)(not disapproved)(repassed after disapproval) by the _____ on _____, _____. Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____, _____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____, _____, and (approved)(not disapproved)(repassed after disapproval) by the _____ on _____, _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____, _____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer*)

~~*Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.~~

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____, _____ became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____, _____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph __1__, above.

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body
Kathi Doolan, Town Clerk

(Seal)

Date: _____

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality.)

STATE OF NEW YORK
COUNTY OF COLUMBIA

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature **Matthew D. Cabral**
Town Attorney
Title

County _____
City _____
Town of Hillsdale
Village _____

Date: _____