

LOCAL LAW NO. 5 - 2021

A LOCAL LAW

AUTHORIZING TO CONFIRM AND CODIFY THE PUBLIC HEARING NOTICE REQUIREMENTS FOR THE VILLAGE'S ZONING BOARD OF APPEALS.

Be it enacted by the Village Board of the Village of Chestnut Ridge as follows:

++ *Local Law Filing*

NEW YORK STATE DEPARTMENT OF
STATE
DIVISION OF CORPORATIONS, One Commerce
Plaza, 99 Washington Avenue, ALBANY, NY 12231

(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 of CHESTNUT RIDGE
Town
Village

Local Law No.5 of the year 2021

BOARD OF TRUSTEES

Be it enacted by the _____ of the
County CHESTNUT RIDGE
City _____ as follows:
Town
Village

Local Law No. 5 of 2021

VILLAGE OF CHESTNUT RIDGE LOCAL LAW NO. 5 of 2021

A LOCAL LAW TO CONFIRM AND CODIFY THE PUBLIC HEARING NOTICE REQUIREMENTS FOR THE VILLAGE'S ZONING BOARD OF APPEALS.

BE IT ENACTED by the Village Board of the Village of Chestnut Ridge, Rockland County, New York ("Village Board") as follows:

Section 1. Part II, titled "General Legislation," Chapter 290, titled "Zoning," Article XV, titled "Board of Appeals", Section 290-105, titled "Rules of Procedure", of the Village of Chestnut Ridge Village Code is hereby amended to add a Sub-Section "D" addressing Public Hearing Notice, which newly added Sub-Section shall read as follows:

§ 290-105 Rules of Procedure.

- D. At least five days prior to the public hearing on the preliminary and final site development plan, the applicant shall submit an affidavit stating that he has sent notice of such hearing by certified mail, return receipt requested, to property owners within 500 feet of the perimeter of the site (as shown on the latest Town of Ramapo tax rolls), at least 10 days prior to the public hearing, and shall submit receipts from the U.S. Postal Service showing such mailing to each of said property owners. The applicant shall also submit an affidavit that, at least 10 days prior to the public hearing, posters were placed in visible locations on any public thoroughfare abutting the site at distances of 200 feet in front of the site and for a distance of 500 feet from the perimeter of the property. Said posters shall be provided to the applicant by the Secretary of the Planning Board. The Village shall advertise the date, time and place of the hearing in the official newspaper of the Village at least 10 days prior to said hearing.

Section 2. State Environmental Quality Review Act.

This Local Law is classified as a Type II action under the Regulations governing the State Environmental Quality Review Act.

Section 3. 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 such judgment shall have been rendered.

Section 4. Supersession.

It is the express intent of the Village Board, pursuant to Municipal Home Rule Law §§10 and 22, to supersede Village Law §7-712-a to adopt the additional notice requirements for a public hearing as set forth in this Local Law No. 6-2021.

Section 5. Effective Date.

This Local Law shall become effective immediately upon filing with the Secretary of State.

Section 4. Effective Date.

This Local Law shall become effective immediately upon being filed with the Secretary of State.

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

I hereby certify that the local law annexed hereto, designated as local law No. 5 of 2021 of the (County)(City)(Town)(Village)of CHESTNUT RIDGE was duly passed by the Board of Trustees on September 9, 2021, in accordance with the applicable provisions of law.

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 there from and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

Florence Q. Mandel

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

Date: September 9, 2021

(Seal)

(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 ROCKLAND

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.

Alch Q

Signature

VILLAGE ATTORNEY

Title

VILLAGE OF CHESTNUT RIDGE

Date: September 9, 2021