

**RESOLUTION DATED 2025
ADOPTING A LOCAL LAW**

WHEREAS, Local Law No.: 3 of the year 2025 cited as “Local Law Amending an Existing Local Law of the Town of Saugerties, New York” was introduced before the Town Board of the Town of Saugerties in the County of Ulster and State of New York on the ____ day of _____, 2025; and

WHEREAS, the Town Clerk caused to be published a public notice in the official newspaper of the Town of Public Hearing on said proposed Local Law at least ten (10 days prior thereto; and

WHEREAS, Public Hearings on said proposed Local Law at the Frank D. Greco Senior Citizen Building, Market Street, in the Village of Saugerties , New York, were held on May 21, 2025 and June 18, 2025 at which time and location specified by said notices, and all parties in attendance were permitted an opportunity to speak on behalf or in opposition to said proposed Local Law; and

WHEREAS, the Town Board determined that this is a Type II Action under SEQRA and that further SEQRA review is not required.

WHEREAS, said proposed Local Law was reviewed by the Ulster County Planning Board on April 16, 2025 pursuant to General Municipal Law Section 239-m and by the Town’s Planning Board pursuant to Section 245-45 of the Saugerties Zoning Law did not disapprove said proposed Local Law; and

WHEREAS, no comments or evidence were submitted at said public hearing raising any significant adverse environmental impacts related to the adoption of the proposed Local Law; and

WHEREAS, the Town Board has received and considered the record of the public hearings on the proposed Local Law and, after due deliberation, at least a majority plus one of the Town Board Members find it in the best interests of the Town of Saugerties to adopt said Local Law; and

NOW, THEREFORE, BE IT RESOLVED by at least a majority plus one of the Town Board that:

1. The proposed action of adopting the proposed Local Law amending an existing Local Law of the Town of Saugerties is Type II Action under SEQRA

2. The Town Board hereby adopts "Local Law No. 3 of the year 2025, a Local Law Amending Local Law No.: 3 of the year 1989", as amended in its entirety by Local Law No.: 1 of the year 2008 entitled "Code of the Town of Saugerties", a copy of which is attached hereto as Exhibit "A" and made a part hereof.

3. The Town Clerk is directed to (i) enter this Resolution and its Local law and Negative Declaration exhibits in the minutes of the Town Board, (ii) cause a copy of this Resolution and its exhibits to be published in the Town's official newspaper, (iii) cause a copy of this Resolution and its exhibits to be posted conspicuously at or near the Office of the Town Clerk in accordance with the Town Law, (iv) cause affidavits of the publication and posting of the same to be filed with the Town Clerk, (v) cause a copy of said Local Law to be filed with the Secretary of State in accordance with Article 3 of the Municipal Home Rule Law and (vi) maintain filed in SEQRA documents and notices which are readily accessible to the public and made available on request.

UPON A ROLL CALL VOTE, the vote is as follows:

Supervisor Costello	Voting
Deputy Supervisor Thornton	Voting
Councilman Horton	Voting
Councilwoman Nau	Voting
Councilman Ivino	Voting

Dated: _____, 2025
Saugerties, NY

LISA STANLEY
Town Clerk

EXHIBIT 'A'

LOCAL LAW 3 OF 2025
TOWN BOARD
TOWN OF SAUGERTIES
LOCAL LAW AMENDING CHAPTERS 215 & 245
PUBLIC HEARING NOTICE PROCEDURES

BE IT ENACTED by the TOWN BOARD of the TOWN OF SAUGERTIES, ULSTER COUNTY, NEW YORK as follows:

SECTION I. TITLE.

This Local Law shall be known as the "Local Law Amending Public Hearing Notice Procedures for Zoning Law - Site plan, Subdivision and Special Use Applications" which creates a consistent public hearing notice procedure across sections.

SECTION II. AUTHORITY.

This Local Law is enacted pursuant to the authority of Municipal Home Rule Law 10, the New York State Town law.

SECTION III. PURPOSE AND FINDINGS.

The Town Board finds that there are inconsistencies among the public hearing notice requirements for projects that appear before the planning board that should be amended to remain consistent with Planning Board practice.

SECTION IV. AMENDMENT TO CHAPTER 245

Chapter 215-15. A(3), Final subdivision plat, Procedure, shall be amended as follows:

(3) A public hearing shall be held on the completed final plat within such time as prescribed in §276 of the Town Law. Notice and length of such public hearing shall be as prescribed in §276 of the Town Law. At least 14 days prior to the date of the hearing, notices shall be mailed to all owners of property within 500 feet of the exterior boundary of the property for which the application is being made, as may be determined by the latest assessment records of the Town. Notices shall be transmitted by certified mail, return receipt requested, or with proof of mailing if deemed acceptable by the Planning Board.

Chapter 245-33. D(2)(d), Site plan review, public hearing notice, shall be amended as follows:

(d) Notice. The Planning Board shall notice the public hearing by publication in the official newspaper at least five days prior to the date of the public hearing. In addition, at least 14 days prior to the date of the hearing, notices shall be mailed to all owners of property within 500 feet of the exterior boundary of the property for which the application is being made, as may be determined by the latest assessment records of the Town. Notices shall be transmitted by certified mail, return receipt requested, or with proof of mailing if deemed acceptable by the Planning Board.

Chapter 245-34. E(2)(a), Special use permit review, shall be amended as follows:

(a) Notice of the public hearing shall be published twice in the official newspaper of the Town: The two notices shall be published at least seven days apart, and the last notice shall appear at least five days prior to the date of such hearing. In addition, the Planning Board shall cause a notice of such hearing and an explanation of the proposal to be mailed to the owners of all property within 500 feet of the subject property. Such notices shall be sent to the owner's last known address as shown on the most recent Town tax assessment records and mailed by certified mail, return receipt requested, at least 14 days prior to such public hearing. Notices shall be transmitted by certified mail, return receipt requested, or with proof of mailing if deemed acceptable by the Planning Board.

Chapter 245-47 (A), General provisions, shall be amended as follows:

(A) Notice of public hearing. Each notice of hearing upon an application for site plan review, a special use permit, or for the review of a variance application upon an appeal to the Zoning Board of Appeals, or any other public hearing shall be published once in the official newspaper of the Town at least five days prior to the date of the hearing. In addition, at least 14 days prior to the date of the hearing, notices shall be mailed to all owners of property within 500 feet of the exterior boundary of the property for which the application is being made, as may be determined by the latest assessment records of the Town. Notices shall be transmitted by certified mail, return receipt requested, or with proof of mailing if deemed acceptable by the Planning Board.

SECTION V – SEVERABILITY.

If any clause, sentence, paragraph, section, article or part of this Local Law shall be adjudicated in any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, article or part thereof directly involved in the controversy in which such judgment shall have been rendered, and such invalidity shall not be deemed to affect the remaining portions thereof.

SECTION VI – EFFECT OF AMENDMENT.

Except as herein modified, Local Law No. 1 of the year 2008, and any subsequent valid amendments thereto, is hereby ratified and confirmed.

SECTION VII – EFFECTIVE DATE.

This Local Law shall be effective as provided by law, upon filing and acceptance by the New York Secretary of State.

____ Supervisor Costello
____ Councilwoman Thornton
____ Councilwoman Nau
____ Councilman Horton
____ Councilman Ivino