



**Local Law No. 1 of 2020**  
**Town of Marbletown**  
**Amend Section 200-75 Special Use Permits**

**1. Statement of legislative findings.**

The Town of Marbletown has determined that it would be in the Towns best interest to transfer Special Use Permit review and approval to the Town Planning Board allowing a combined review of Site Plan Approval and Special Use Permits where required.

**2. Statement of legislative purpose.**

This legislation permits the Town Planning Board to process, review, approve or deny Special Use Permits.

Section 200-75 shall be replaced with Section 200-69

**3. Special use permits.**

- A.** The Planning Board shall have the authority to issue special use permits pursuant to the provisions of Town Law § 274-b and with regard to said authority is empowered to waive requirements subject to the criteria set forth in Paragraph 5 of said § 274-b. In the event of any conflict between the provisions of Town Law § 274-b and the provisions of this Article **IX**, the provisions of § 274-b shall control. [Amended 2-8-1995 by L.L. No. 1-1995]
- B.** All applications for special use permits shall be filed with the Secretary of the Planning Board in writing, shall be made in a form required by the Board, and shall be accompanied by payment of a filing fee and a plot plan, drawn to scale and accurately dimensioned, as required by § **200-46**.
- C.** Whenever the Planning Board grants a special use permit, appropriate conditions and safeguards and/or time limitations may be attached thereto. In addition, the Board shall utilize the objectives of site plan review set forth in § **200-68B** and the guidelines set forth in § **200-50** and Appendix A, Design Standards and Guidelines for Business Districts as a basis for its review and determination in addition to those criteria set forth in § **200-46**. [Amended 2-24-1998 by L.L. No. 1-1998; 5-25-1999 by L.L. No. 1-1999]
- D.** Any special use permit which is not exercised within one year from the date of issuance is hereby declared to be revoked without further hearing by the Planning Board.

- 4. Effective Date:** This law shall become effective upon the filing with the Secretary of the State of New York.