

Local Law Filing

(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 Village
(Select one:)

of Spring Valley

FILED
STATE RECORDS
APR 27 2022

DEPARTMENT OF STATE

Local Law No. 1 of the year 20 22

A local law Amendment of the Village's local zoning
(Insert Title) Law to allow local neighborhood
Gmikvako as a permitted accessory use.

Be it enacted by the Village Board of Trustees of the
(Name of Legislative Body)

County City Town Village
(Select one:)

of Spring Valley

as follows:

"See Attached"

(If additional space is needed, attach pages the same size as this sheet, and number each.)

(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 20 22 of the (County)(City)(Town)(Village) of Spring Valley was duly passed by the Village of Spring Valley Board of Trustees on January 18, 20 22, 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 20 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 ____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ and was deemed duly adopted *(Elective Chief Executive Officer*)* on _____ 20 , 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 20 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 ____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 ____ *(Elective Chief Executive Officer*)*.

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 _____ 20 ____, in accordance with the applicable provisions of law.

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 20 ____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 ____, and was (approved)(not approved) *(Name of Legislative Body)* (repassed after disapproval) by the _____ on _____ 20 ____ *(Elective Chief Executive Officer*)*. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 ____, in accordance with the applicable provisions of law.

* 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 20____ 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 _____ 20____, 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 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, 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

Date: April 26, 2022

(Seal)

A LOCAL LAW AMENDING CHAPTER 255 (ZONING) OF THE VILLAGE OF SPRING VALLEY CODE TO ADD A NEIGHBORHOOD MIKVAH AS A PERMITTED ACCESSORY USE FOR RESIDENTIAL USES AND NURSERY SCHOOLS OR DAY-CARE CENTERS, PUBLIC SCHOOLS, PRIVATE SECONDARY OR ELEMENTARY SCHOOLS, UNIVERSITIES, SEMINARIES AND COLLEGES.

BE IT ENACTED, by the Village Board of the Village of Spring Valley, as follows:

SECTION 1: TITLE.

This Local Law shall be known and cited as Village of Spring Valley Local Law No. ____ of 2022 entitled "Local Law No. ____ of 2022, amending Chapter 255 of the Village Code, entitled 'Zoning', to add a Neighborhood Mikvah as a permitted accessory use for residential uses and nursery schools or day care centers, public schools, private secondary or elementary schools, universities, seminaries, and colleges.

SECTION 2: AMENDMENTS TO THE VILLAGE OF SPRING VALLEY CODE

Amend Section 255-6 of the Village of Spring Valley Code entitled "Definitions," to add:

NEIGHBORHOOD MIKVAH - A facility providing for ritual baths pursuant to Jewish religious law, which is intended for use by patrons generally, although not exclusively, living within a half-mile radius of the mikvah. Such use shall be subject to the bulk criteria applicable to the residential use or to the nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college to which it is subordinate. Such use (exclusive of any mechanical room(s), reserve rainwater room and/or storage space) shall comprise no more than forty-nine percent (49%) of the gross floor area of the principal use to which it is attached and shall have no more than ten (10) dressing rooms.

Add a new Subsection 14 to Chapter A Appendix a, Table of General Use Requirements § A-1(C) (R-1 District, Accessory uses permitted by right):

§ A-1 (C) (14) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 14 to Chapter A Appendix a, Table of General Use Requirements § A-1.1(C) (R-1A District, Accessory uses permitted by right):

§ A-1.1 (C) (14) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 14 to Chapter A Appendix a, Table of General Use Requirements § A-2(C) (R-2 District, Accessory uses permitted by right):

§ A-2 (C) (14) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 15 to Chapter A Appendix a, Table of General Use Requirements § A-3(C) (R-2 District, Accessory uses permitted by right):

§ A-3 (C) (15) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 16 to Chapter A Appendix a, Table of General Use Requirements § A-4(C) (R-4 District, Accessory uses permitted by right):

§ A-4 (C) (16) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 16 to Chapter A Appendix a, Table of General Use Requirements § A-5(C) (RSH District, Accessory uses permitted by right):

§ A-5 (C) (16) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 16 to Chapter A Appendix a, Table of General Use Requirements § A-6(C) (PRD District, Accessory uses permitted by right):

§ A-6 (C) (16) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 16 to Chapter A Appendix a, Table of General Use Requirements § A-7(C) (POR District, Accessory uses permitted by right):

§ A-7 (C) (16) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Add a new Subsection 13 to Chapter A Appendix a, Table of General Use Requirements § A-14(C) (R-5 District, Accessory uses permitted by right):

§ A-14 (C) (13) Accessory Neighborhood Mikvah to a dwelling or to a nursery school or day-care center, public school, private secondary or elementary school, university, seminary and college.

Amend Subsections A and B to Chapter B Appendix b, Table of General Bulk Requirements § B-1, R-1 District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic

facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

Amend Subsections A, B, and C to Chapter B Appendix b, Table of General Bulk Requirements B-1.1, R-1A District to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

Amend Subsections A, B, C and D to Chapter B Appendix b, Table of General Bulk Requirements § B-2, R-2 District) to add the underlined language to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

Amend Subsections A, B, C, D, and E to Chapter B Appendix b, Table of General Bulk Requirements § B-3, R-3 District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

E. Multifamily dwellings and accessory neighborhood mikvahs to a dwelling:

Amend Subsections A, B, C, D, and E to Chapter B Appendix b, Table of General Bulk Requirements § B-4, R-4 District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

E. Multifamily dwellings and accessory neighborhood mikvahs to a dwelling:

Amend Subsections A, B, C, D, and E to Chapter B Appendix b, Table of General Bulk Requirements § B-5, RSH District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvah as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

E. Government-assisted multifamily dwellings and accessory neighborhood mikvahs to a dwelling:

Amend Subsections A, B, C, D, and E to Chapter B Appendix b, Table of General Bulk Requirements § B-6, PRD District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family detached dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

E. Multifamily dwellings, accessory neighborhood mikvahs to a dwelling, and stores for sales at retail or performance of customary personal services or services clearly incident to retail sales,

but not including sale of automobile parts or accessories involving installation at the point of sale:

Amend Subsections A and B to Chapter B Appendix b, Table of General Bulk Requirements § B-7, POR District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling, accessory neighborhood mikvahs to a dwelling, and accessory tennis courts, paddle tennis courts or other similar courts to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

Amend Subsections A, B, C, D, and E to Chapter B Appendix b, Table of General Bulk Requirements § B-12.1, R-5 District) to add the underlined language:

A. One-family detached dwellings; accessory swimming pools to a dwelling and accessory neighborhood mikvahs to a dwelling:

B. Churches or other places of worship; convents; public schools; private secondary or elementary schools; universities, seminaries or colleges; customary indoor or outdoor athletic facilities as accessories to a private school, university or college; membership clubs; hospitals or sanitariums; nursery schools or day-care centers; dormitories as accessory to a private school, university or college, seminary or convent; domiciliary care facilities or community residences; libraries, museums or art galleries; and public utility buildings or structures; neighborhood mikvahs as an accessory to nursery schools or day-care centers, public schools, private secondary or elementary schools, universities, seminaries and colleges:

C. Two-family dwellings and accessory neighborhood mikvahs to a dwelling:

D. One-family semiattached dwellings and accessory neighborhood mikvahs to a dwelling:

E. Multifamily dwellings and accessory neighborhood mikvahs to a dwelling:

SECTION 3: SEVERABILITY.

A. If a court of competent jurisdiction finds any provision(s) of this law invalid, in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid, and all other provisions of the law shall continue to be separately and fully effective.

B. If a court of competent jurisdiction finds the application of any provision of this law to any building, other structure or tract of land to be invalid, in whole or in part, the effect of such decisions shall be limited to the person, property or situation involved in the controversy, and the application of any such provision to any other person, property or situation shall not be affected.

C. The provisions of this local law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity, or unconstitutionality, or inapplicability, shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words, or parts of this local law or their application to other persons or circumstances. It is hereby declared to be the legislative intent of the Village Board of the Village of Spring Valley that this local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the local law or part thereof is held inapplicable had been specifically exempt therefrom.

SECTION 4: EFFECTIVE DATE.

This Local Law shall take effect immediately upon filing with the Office of the New York Secretary of State.