

LOCAL LAW NO 1

OF

THE YEAR 2009

A LOCAL LAW, FOR AN ADDITIONAL EXTENSION OF A MORATORIUM ON APPLICATIONS FOR THE APPROVALS OF SUBDIVISIONS, PLANNED UNIT DEVELOPMENTS, CLUSTER DEVELOPMENTS, AND MULTIPLE DWELLINGS OVER TWO UNITS

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF BOSTON AS FOLLOWS:

Section 1. Legislative Intent

It is the intent of the Town Board of Town of Boston to encourage well-planned, orderly growth and development; and to reduce the density of new residential construction and preserve green space. Current residential development is having an unprecedented impact on the growth of the community and the quality of life in the community. The present growth rate is having a taxing impact on administrative and public services.

The Town of Boston has created an Ad Hoc Code Review committee to consider modification of the Town of Boston Zoning Ordinances. The Ad Hoc committee is formulating its findings and will be reporting to the Town Board, and the Town Board is considering action based upon those findings. The Town Board has previously enacted Local Law No. 1 of the Year 2007 establishing a moratorium for a period of 6 months, Local Law No. 4 of the Year 2007 extending said Moratorium for another period of 6 months, Local Law No. 1 of the Year 2008 and Local Law No. 3 of the Year 2008. Additional time to consider the Zoning Ordinance is necessary.

It is the intent of the Town Board of the Town of Boston to preclude application for subdivision approval, planned unit development approval, cluster development approval, and multiple dwellings over two units approval while the continuing process of reviewing the zoning ordinances is in progress.

Section 2. Scope and Control

A moratorium is hereby imposed on all applications for residential subdivision approval, planned unit development approval, and cluster development approval, and application for site plan review of multiple dwellings over two units. The Planning Board and Code Enforcement are hereby directed not to consider any applications for subdivision approval

or review site plans for multiple dwellings over two units, which are filed after the date that this Local Law takes effect.

Section 3. Termination Date

The above referenced moratorium shall be in effect for six (6) months after passage.

Section 4. State Law Superseded

This local specifically supersedes the provision of Section 261, 267, 274, 274(a), 276 and 276 subdivisions 3 and 4, 278, and 281 of the Town Law of the State of New York.