

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 Cheektowaga

FILED
STATE RECORDS
MAY 21 2024

Local Law No. 4 of the year 2024

DEPARTMENT OF STATE

A local law to amend the Zoning Law of the Town of Cheektowaga
(Insert Title)

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

County City Town Village
(Select one.)

of Cheektowaga as follows:

SEE PAGE A1 ATTACHED HEREWITH

(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. 4 of 2024 of the (County)(City)(Town)(Village) of Cheektowaga was duly passed by the Town Board on May 14th 2024, 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____. 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.)

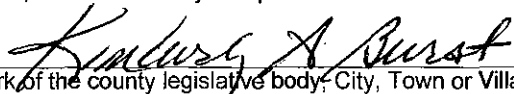
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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 _____ above.



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

Date: May 17, 2024

(Seal)

Section 260-50.E.2 Sign Permits. Shall be amended to read as follows:

In addition to the fee provided for above, except in the case of noncommercial messages for which no permit will be charged, and application for a use permit for each portable or temporary sign, as described in Subsection G(2) shall be accompanied by a fee of \$100 per individual sign. One sign is allowed at a time for a maximum of thirty (30) days, for a maximum of four (4) times per year. A new temporary sign permit is required for each instance. The penalty for not removing a temporary sign after thirty (30) days is \$125 which shall be in addition to all other penalties provided as punishment for violation of this chapter.

Section 260-50.I. Sign Regulations. Shall be amended to read as follows:

Maximum total sign area.

Maximum Total Sign Area Per Building Lot by Zoning District

The maximum total area of all signs on a building lot except incidental signs, and building markers(a) shall not exceed the following:

R	RS	RA	RMH	RSC	NS	C	CM	MS	CF	M1	M2	AG
16	16	80	80	22	140	1000	1000	300	200	800	800	140



RESOLUTION 2024-253

ADOPTED

DOC ID: 16304

Adopt Local Law No. 4 of 2024 - A Local Law to Amend Chapter 260 of the Code of the Town of Cheektowaga, titled "Zoning"

WHEREAS, Chapter 260 of the Code of the Town of Cheektowaga, titled "Zoning" sets forth the Town's authority to provide use/construction standards for properties which do not conform to the typical layout of a majority of the properties within the Town of Cheektowaga. It is also intended to provide standards applicable to developments within all districts; and

WHEREAS, Chapter 260 - 50 of the Code of the Town of Cheektowaga titled "Sign Regulations" sets forth, amongst other matters, the Town's authority to encourage the effective use of signs as a means of communication in the Town; to maintain and enhance the aesthetic environment and the Town's ability to attract sources of economic development and growth; to improve pedestrian and traffic safety; to minimize the possible adverse effect of signs on nearby public and private property; to provide for a mechanism for avoiding visual clutter; and to enable the fair and consistent enforcement of these sign restrictions.; AND

WHEREAS, this Town Board is now desirous to amend Chapter 260 - 50 titled "Sign Regulations" of the Cheektowaga Town Code; and

WHEREAS, a draft of such amendment has been prepared by the Town of Cheektowaga Building and Housing Department and reviewed and approved by the Town of Cheektowaga Attorney's Office; and

WHEREAS, a public hearing was held on the 23rd day of April, 2024 at 7:00 P.M. at the Cheektowaga Town Court, 3223 Broadway, Cheektowaga, New York to consider the advisability of adopting "A Local Law to Amend the Zoning Law of the Town of Cheektowaga"; and

WHEREAS, it is in the public interest to adopt the proposed amendment to Chapter 260 - 50 of the Code of the Town of Cheektowaga, titled "Sign Regulations"; NOW, THEREFORE, BE IT

RESOLVED, that Local Law No. 4 of the Year 2024, entitled "A Local Law to Amend the Zoning Law of the Town of Cheektowaga", which is attached hereto and made a part hereof, be and the same is hereby enacted; and BE IT FURTHER

RESOLVED, that the Town Clerk shall file one (1) certified copy of this local law in her office and one (1) certified copy with the Secretary of State; and BE IT FURTHER

RESOLVED, that Local Law No. 4 of the Year 2024 shall take effect upon filing with the Secretary of State.



Local Law No.4 of the Year 2024

A Local Law to Amend the Zoning Law of the Town of Cheektowaga

Chapter 260 Zoning shall be amended as follows:

Section 260-50.E.2 Sign Permits. **Shall be amended to read as follows:**

In addition to the fee provided for above, except in the case of noncommercial messages for which no permit will be charged, and application for a use permit for each portable or temporary sign, as described in Subsection G(2) shall be accompanied by a fee of \$100 per individual sign. One sign is allowed at a time for a maximum of thirty (30) days, for a maximum of four (4) times per year. A new temporary sign permit is required for each instance. The penalty for not removing a temporary sign after thirty (30) days is \$125 which shall be in addition to all other penalties provided as punishment for violation of this chapter.

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R	RS	RA	RMH	RSC	NS	C	CM	MS	CF	M1	M2	AG
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Maximum total square feet

16	16	80	80	22	140	1000	1000	300	200	800	800	140
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RESULT: ADOPTED [UNANIMOUS]

MOVER: Vernon Thompson, Councilmember

SECONDER: Brian Nowak, Supervisor

AYES: Nowak, Bakowski, Jasinski, Kaminski, Pilarski, Thompson

State Of New York
Erie County
Office Of The Clerk Of The
Town of Cheektowaga

ss:

This is to certify that I, *Kimberly A. Burst*, Clerk of the *Town of Cheektowaga*, in the *said County of Erie*, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the *Town of Cheektowaga*

in said *County of Erie*, on Tuesday, May, 14, 2024,
and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town on Wednesday, May, 15, 2024.

Kimberly A Burst

CLERK OF THE TOWN BOARD, TOWN OF CHEEKTOWAGA, NY

(Seal)