

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.

**Town of Colonie
Local Law No 1 of the year 2024**

A local law rezoning an approximately 0.219 +/- acre area of land located at 409 Vly Road from Single Family Residential District to Commercial Office Residential District.

Be it enacted by the Town Board of the Town of Colonie of as follows:

SECTION 1. REZONING

The following described area consists of an approximate 0.255 +/- acres portion of land located at 409 Vly Road Schenectady New York 12309 (SBL: 18-1-71) in the Town of Colonie, bounded and described as follows:

Beginning at a point marked by a capped iron pin on the east bounds of Vly Road approximately 215 feet south of its intersection with New York State Route 7, known as Troy-Schenectady Road, at the northwest corner of lands conveyed to Stewart's Shops Corp. by 617 Maple Avenue, LLC in a deed dated January 9, 2019 and recorded in the Albany County Clerk's Office on January 19, 2019 as Instrument number R2019-1212, said point being also being the southwest corner of existing lands of 1210 Troy Schenectady Road, LLC; running thence from said point of beginning along the bounds of said existing lands of 1210 Troy Schenectady Road, LLC the following two courses: S 47°56'00" E, 245.00' to a point; and S 15°27'00" W, 20.01' to a point marked by a capped iron pin at the northeast corner of lands to be conveyed to Brittany E. Tanner; running thence along the north bounds of said lands to be conveyed to Tanner the following four courses:

N 74°59'07" W, 43.18' to a point of curvature; along a curve which bears to the right having a central angle of 27°03'07", a radius of 110.50', a length of 52.17' and a chord of N 61°27'33" W, 51.69' to a point of tangency; N 47°56'00" W, 105.56' to a point of curvature; and along a curve which bears to the left having a central angle of 95°58'53", a radius of 22.50', a length of 37.69' and a chord of S 84°04'33" W 33.44' to a point marked by a capped iron pin on the aforementioned east bounds of Vly Road; running thence along said east bounds of Vly Road N 15°27'00" E, 83.29' to the point and place of beginning. Containing 0.255 acres of land.

Said portion of land is hereby rezoned from Single Family Residential District (SFR) to Commercial Office Residential District (COR).

SECTION 2. ZONING MAP

Section 190-17 (A) of the Code of the Town of Colonie is hereby amended modifying the map entitled "Town of Colonie Zoning Map" as described therein to reclassify those lands described in Section 1 above from SFR to COR. Said map shall be modified and a copy of the revised map shall be filed with the Town Clerk of the Town of Colonie.

SECTION 3. CONDITIONS

This rezoning shall be subject to any conditions of approval as articulated by the Town Board of the Town of Colonie and filed with the office of the Town Clerk.

SECTION 4. SEVERABILITY

If any clause, sentence or provision of this local law or the application thereof to any person or circumstance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity thereof shall not affect, impair or invalidate the remainder of the provisions of this local law or the application thereof to other persons and circumstances.

SECTION 5. SEQR DETERMINATION

The Town Board of the Town of Colonie hereby determines that this amendment is an Unlisted action that will not have a significant effect on the environment and, therefore, no other determination or procedure under the State Environmental Quality Review Act is required.

SECTION 6. EFFECTIVE DATE

This local law shall take effect upon its proper filing in the Office of the Secretary of State.

(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 2024 of the **Town of Colonie** was duly passed by the Town Board on May 9, 2024 in accordance with the applicable provisions of law.

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 (Town) of was duly passed by the on 20_, and was (approved)(not disapproved)(repassed (Name of Legislative Body) after disapproval) by the and was deemed duly adopted 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 (Town) of was duly passed by the on 20_, and was (approved)(not disapproved)(repassed after (Name of Legislative Body) disapproval) by on 20 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 I 9 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 (Town) of was duly passed by the (Name of Legislative Body) on 20 and was (approved)(not disapproved)(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 chairman 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 of 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.)

Clerk of the Town or officer designated by local legislative body
Date:

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK
COUNTY OF ALBANY

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature Town of Colonie Town Attorney
Date: