

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
Division of Corporations, State Records and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, New York 12231-0001

(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 Farmington, Ontario County, New York

Local Law no. 4 of the year 2024

A local law amending: Chapter 165, Article III, Establishment and Designation of Districts, Section 165-12 Zoning Map.

Be it enacted by the Town Board of the

Town of Farmington as follows:

Section 1: Chapter 165, Article III, Establishment and Designation of Districts, Section 165-12. C., Zoning Map of the Code of the Town of Farmington, New York, which was last updated on June 23, 2021, is hereby further amended as follows:

Tax Map Accounts 41.07-01-28.210 and 41.00-01-28.300 containing a total of 65.1 acres of land, owned by DiFelice Family, LLC, which are currently zoned PD Planned Development and MTOD Major Thoroughfare Overlay Districts are hereby rezoned to IZ Incentive Zoning and MTOD Major Thoroughfare Overlay District for the project known as "Whitestone Incentive Zoning Project, State Route 332 and County Road 41," subject to the conditions set forth in Town Board Resolution # 297 of 2024, adopted on Tuesday, August 13, 2024; and

Section 2: The Town Clerk, in accordance with the provisions contained in Chapter 165, Article IV, Section 34.1. O. of the Farmington Town Code, and upon the filing in the Town Clerk's Office an Overall Preliminary Site Plan and Preliminary Subdivision Plat that has been approved by the Town Planning Board, shall affix notice upon the Town's Official Zoning Map that the development of these two(2) parcels was approved under the Town's Incentive Zoning provisions, include a reference date to such action taken by the Planning Board; and cause said map amendment to be made upon the Town's Official Zoning Map.

Section 3: If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgement shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgement shall have been ordered.

Section 4: This local law shall take effect immediately upon filing with 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 number 4 of 2024, of the Town of Farmington, was duly passed by the Town Board on Tuesday, August 13, 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 number of 2024 of the Town of Farmington was duly passed by the on 2024, and was (approved) (not approved) (repassed after disapproval) by the and was deemed duly adopted on 2024, 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 number of 2024 of the Town of Farmington was duly passed by the Farmington Town Board on 2024, and was (approved) (not approved) (repassed after disapproval) by on 2024. 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 2024, 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 number of 2024 of the Town of Farmington was duly passed by the Farmington Town Board on 2024, and was (approved) (not approved) (repassed after disapproval) by the on 2024. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of 2024, in accordance with the applicable provisions of law.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law number of 2024 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 2024, became operative.

* 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.

6. (County local law concerning adoption of Charter.)
I hereby certify that the local law annexed hereto, designated as local law number _____ of 2024 of the County of _____ State of New York, having been submitted to the electors at the General Election of November 2024, 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.

Michelle [Signature]
Clerk of the Town

Date: 9/5/24

