

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.)

FILED
STATE RECORDS

of Fabius

MAR 07 2023

DEPARTMENT OF STATE

Local Law No. ONE (1) of the year 2023

A local law

(Insert Title)

Amending the Zoning Map of the Town of Fabius

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

County City Town Village
(Select one.)

of Fabius

as follows:

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

LOCAL LAW 2023 NO. 1, A LOCAL LAW AMENDING THE ZONING

MAP OF THE TOWN OF FABIUS NEW YORK

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF FABIUS, ONONDAGA COUNTY, NEW YORK AS FOLLOWS:

SECTION 1. That the revised zoning ordinances of the Town of Fabius, as amended, and the zoning map of the Town of Fabius, which by the provisions of said zoning ordinance shall be, and the same are hereby are, amended to change the zone for the following described property from Agricultural One to Solar Energy System Overlay District pursuant to Local Law No. 1 of 2022 as filed with the Secretary of State being those parcels of vacant land as described and set forth in Schedule A attached hereto, being situate in Military Lots 14 and 24 in the Town of Fabius, County Onondaga and State of New York and containing approximately 85.07 acres of land more or less. Said property is also known as tax parcels 123.-02-02.1, 123.-02-02.2, 123.-02-02.7, 123.-02-02.8 & 123.-02-02.9. or such portion of them as contained in Schedule A.

SECTION 2 This law shall take effect upon filing with the New York State Department of State.

SCHEDULE A

ALL THAT TRACT OR PARCEL OF LAND, situate in Military Lots 14 & 24 in the Town of Fabius, County of Onondaga, and State of New York, and more particularly bounded and described as follows:

BEGINNING at the point of intersection with the division line between Lot 13 of the William C. Risser Subdivision as shown on the plat of said subdivision filed in the Onondaga County Clerk's Office as Map Number 8384 on the west and the lands now or formerly of Go Sam Real Estate, LLC as described in Instrument Number 2019-8170 on the east with the south line of New York State Route 80, also known as Fabius-Apulia, Part 1 State Highway;

Thence South 07 deg. 22 min. 04 sec. West, along said division line, 1516.92 feet to the south line of said Lot 13 of said William C. Risser Subdivision;

Thence North 82 deg. 12 min. 08 sec. West, along the south line of said Lot 13 and along the south line of Lots 11 and 12 of said William C. Risser Subdivision, 1481.49 feet to its intersection with division line between the lands now or formerly of Michael F. Woodford as described in Book 4774 of Deeds at Page 282 on the west and north and the lands now or formerly of A Van Erden Family LLC as described in Book 4470 of Deeds at Page 786 on the east and south;

Thence along said division line the following two (2) courses and distances:

- 1) South 12 deg. 35 min. 54 sec. West, 496.06 feet to a point; and
- 2) North 82 deg. 12 min. 09 sec. West, 1011.91 feet to a point in the center line of Herlihy Road;

Thence along the center line of Herlihy Road the following two (2) courses and distances:

- 1) North 14 deg. 20 min. 00 sec. East, 1174.26 feet to a point; and
- 2) North 07 deg. 23 min. 56 sec. East, 109.96 to its intersection with the division line between the said lands of Woodford on the south and the lands now or formerly of David B. and Janet E. Karvwnaris as described in Book 2450 of Deeds at Page 1042 on the north;

Thence South 82 deg. 12 min. 09 sec. East, along said division line, 586.18 feet to its intersection with the division line between the said lands of Karvwnaris on the west and Lot 10 of said William C. Risser Subdivision on the east;

(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 2023 of the ~~(County)(City)(Town)(Village)~~ of Fabius was duly passed by the Town Board on 2/13 2023, 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 *(Elective Chief Executive Officer*)* 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.)

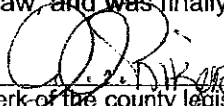
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified 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: 20 February 2023

(Seal)