

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 Glenville

Local Law No. 7 of the year 2024

A local law A Local Law to Terminate the Interim or Temporary Suspension on the Review, Approval,
(Insert Title)
and/or Issuance of all Permits for or relating to Hotels or Motels.

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

County City Town Village
(Select one.)

of Glenville as follows:

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

Sponsored by: Chrstopher A. Koetzle, Town Supervisor

Submitted by: Jeffrey A. Siegel, Attorney to the Town

RESOLUTION NO. 100-2024

Moved by: Councilman Kirkham

Seconded by: Councilman Ramotar

WHEREAS, by Town Law No. 5 of 2023, the Town enacted an interim or temporary suspension on the review, approval and/or issuance of all permits for or relating to hotels or motels, as more particularly set forth in Local Law No. 5 of 2023; and

WHEREAS, during the term of the suspension, the Town Board reviewed its legislation and intends to propose changes to various sections of the Town Code pertaining to hotels and motels; and

WHEREAS, the Town Board has determined that the need for this suspension no longer exists; and

WHEREAS, the Town has prepared a proposed Local Law No. 7 of 2024 titled "A Local Law to Terminate the Interim or Temporary Suspension on the Review, Approval, and/or Issuance of all Permits for or relating to Hotels or Motels," and has made that proposed local law available for inspection by the public; and

WHEREAS, the Town Board published notice of a public hearing in the Daily Gazette on April 7, 2024, and held a public hearing pursuant to the notice on April 17, 2024 at 7:00 p.m. at the Town of Glenville Municipal Center, 18 Glenridge Road, Glenville, New York 12302, and accepted comments and input from the public;

NOW, THEREFORE BE IT RESOLVED that, after due deliberation, Local Law No. 7 of 2024 is hereby adopted.

Ayes: Councilmen Ramotar, Gillooley, Aragosa, Kirkham and Supervisor Koetzle

Noes: None

Absent: None

Abstention: None

Motion Carried

Town Board decision on April 17, 2024

This is a certified copy of the original document filed in the Office of the Town Clerk of the Town of Glenville, New York.

Julie A. Anagnostis 5/2/2024
Town Clerk Date

2024

TOWN OF GLENNVILLE

Local Law No. 7 of the year 2024

A LOCAL LAW TO TERMINATE THE INTERIM OR TEMPORARY
SUSPENSION ON THE REVIEW, APPROVAL AND/OR ISSUANCE OF ALL
PERMITS FOR OR RELATING TO HOTELS OR MOTELS

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

SECTION 1. TITLE

This local law shall be known as and may be cited as the “Early Termination of the Interim Development Law for Hotels or Motels in the Town of Glenville”.

SECTION 2. AUTHORITY

This local law is enacted pursuant to the Town of Glenville’s authority to enact local laws under the New York State Constitution, Article IX, and the Laws of the State of New York including but not limited to Section 10 of the Statute of Local Governments, granting towns the power to adopt, amend and repeal zoning regulations in the exercise of its functions, powers and duties.

SECTION 3. PURPOSE AND INTENT

A. PURPOSE

This Local Law is hereby enacted to terminate the prohibitions on the consideration of land use applications and approvals, as more particularly set forth in Local Law No. 5 of 2023 known as the Interim Development Law for Hotels or Motels in the Town of Glenville.

B. INTENT

The Town Board has determined that it has had sufficient time to review development of hotels and motels in the Town. The Town intends to amend some of its existing legislation, and finds that it is no longer necessary to continue the prohibitions set forth in Local Law No. 5 of 2023.

SECTION 4. EXPIRATION OF LOCAL LAW NO. 5 of 2023

Local Law No. 5 of 2023 shall expire effective April 17, 2024, as if such date was the date set forth for the expiration of Local Law No. 5 of 2023 in Section 9 of Local Law No. 5 of 2023.

SECTION 5. SEVERABILITY

If any clause, sentence, paragraph, section or part of this Local Law shall be adjudicated by any court of competent jurisdiction to be invalid, the judgment shall not effect the validity of this law as a whole or any part thereof other than the part so decided to be invalid.

SECTION 6. EFFECTIVE DATE

This local law shall be effective upon filing with the Department 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. 67 of 2024 of the ~~(County)(City)~~(Town)(Village) of Glenville was duly passed by the Glenville Town Board on April 17 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 1____ above.

Julia Lavonport

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

Date: 5/2/2024

(Seal)