

# 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 Millerto

FILED  
STATE RECORDS

AUG 15 2019

DEPARTMENT OF STATE

Local Law No. Local Law No. 1 of the year 20<sup>19</sup>

A local law Amending the Zoning Map Contained in Section 170-8 of the Village Code to Include Parcels  
(Insert Title)  
of Real Property Recently Annexed by the Village of Millerton.

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

County  City  Town  Village  
(Select one.)

of Millerton as follows:

WHEREAS, the following Local Law was introduced as Local Law No. 1 of 2019, by Resolution adopted at a regular meeting of the Village Board held on June 17, 2019, and  
WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on July 22, 2019 on Local Law No. 1 of 2019; and  
BE IT ENACTED by the Board of Trustees of the Village of Millerton as follows:

Section 1. Declaration of intent. At its meeting held on September 18, 2017, the Village Board by Local Law No. 1 of 2017, annexed two (2) parcels of uninhabited real property located in the Town of North East but owned by the Village of Millerton. One of the parcels is located on Route 22 Rear and is designated by tax parcel identification number 7271-00-087397, and the other is located on Route 361 Rear and is designated by tax identification number 7271-00-386065. As a result of the annexation, both parcels are now located within the Village of Millerton and continue to be owned by the Village. Since both parcels are now located within the Village, the Village Board must designate the Zoning District each parcel shall be included within and amend the Zoning Map which contains the boundaries of the Zoning Districts within the Village which Map accompanies and is a part of Section 170-8 of the Village Code. The Village Board has determined that each parcel should be included in the same Zoning District as the parcels surrounding each annexed parcel within the Village. In the case of the parcel designated by tax parcel identification number 7271-00-386065, the adjacent parcels of real property are all located in the Medium Density Residential (R20,000) Zoning District and the Village Board now wishes to include the parcel designated by tax parcel identification number 7271-00-386065 in the Medium Density Residential (R20,000) Zoning District.

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

In the case of the parcel designated by tax parcel identification number 7271-00-087397, the surrounding parcels of real property are all located in the Land Conservation (LC) Zoning District and the Village Board now wishes to include the parcel designated by tax parcel identification number 7271-00-087397 in the Land Conservation (LC) Zoning District. The Village Board has determined it to be in the best interest of the Village to amend the Zoning Map contained in Section 170-8 of the Village Code to include the parcel designated by tax parcel identification number 7271-00-386065 within the boundaries of the Medium Density Residential (R20,000) Zoning District and to include the parcel designated by tax parcel identification number 7271-00-087397 within the boundaries of the Land Conservation (LC) Zoning District.

**Section 2.** The Zoning Map contained in Section 170-8 of the Village Code is hereby amended to include the parcel designated by tax parcel identification number 7271-00-386065 in the Medium Density Residential (R20,000) Zoning District and to include the parcel designated by tax parcel identification number 7271-00-087397 within the boundaries of the Land Conservation (LC) Zoning District. The amended Zoning Map to accompany and be a part of Section 170-8 of the Village Code is annexed hereto.

**Section 3.** This local law shall take effect immediately upon filing with the New York State Department of State.

DATED: Millerton, New York  
July 22, 2019

  
KELLY KILMER, VILLAGE CLERK

The following resolution was voted upon with all Board members voting as follows:

Debra Middlebrook:	AYE
Jennifer Najdek:	AYE
Alicia Sartori:	AYE
Matthew Hartzog:	AYE
Joshua Schultz:	AYE

Dated: July 22, 2019  
Millerton, New York

  
KELLY KILMER, VILLAGE CLERK

(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 2019 of the ~~(County)(City)(Town)~~ (Village) of Millerton was duly passed by the Board of Trustees on July 22 2019, 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) (repassed after disapproval) by the \_\_\_\_\_ and was deemed duly adopted on \_\_\_\_\_ 20\_\_\_\_, in accordance with the applicable provisions of law.~~  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

**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) (repassed after disapproval) by the \_\_\_\_\_ on \_\_\_\_\_ 20\_\_\_\_.~~  
*(Name of Legislative Body)*  
*(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) (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.~~  
*(Name of Legislative Body)*  
*(Elective Chief Executive Officer\*)*

\* 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.

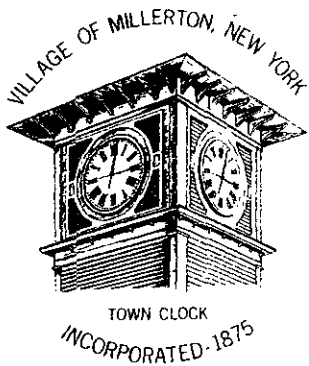
**(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)**

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.

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

Date: August 7, 2019

(Seal)



# VILLAGE OF MILLERTON

# COPY

21 DUTCHESS AVENUE  
MILLERTON, NY 12546  
PHONE 518-789-4489  
FAX 518-789-6764  
E-MAIL clerk@VillageofMillerton.com

## RESOLUTION 2019-15

Enacting Local Law No. 1 of 2019 Amending the Zoning Map Contained in Section 170-8 of the Village Code to Include the Two (2) Parcels of Real Property Recently Annexed by the Village and Designating the Zoning District for Both Parcels

At a meeting of the Village Board of Trustees of the Village of Millerton ("Village Board"), held at the Village of Millerton Village Hall on the 22<sup>nd</sup> day of July, 2019, at 7:00 p.m., Village Mayor, Debra Middlebrook, called the meeting to order, and Deputy Mayor Jennifer Najdek, seconded by Trustee Matthew Hartzog, moved the following resolution, to enact the following local law, to be known as Local Law No. 1 of 2019, entitled "A Local Law Amending the Zoning Map Contained in Section 170-8 of the Village Code to Include Parcels of Real Property Recently Annexed by the Village of Millerton."

WHEREAS, the following Local Law was introduced as Local Law No. 1 of 2019, by Resolution adopted at a regular meeting of the Village Board held on June 17, 2019, and

WHEREAS, a properly noticed public hearing was held before the Village Board during the meeting on July 22, 2019 on Local Law No. 1 of 2019; and

BE IT ENACTED by the Board of Trustees of the Village of Millerton as follows:

**Section 1.** **Declaration of intent.** At its meeting held on September 18, 2017, the Village Board by Local Law No. 1 of 2017, annexed two (2) parcels of uninhabited real property located in the Town of North East but owned by the Village of Millerton. One of the parcels is located on Route 22 Rear and is designated by tax parcel identification number 7271-00-087397, and the other is located on Route 361 Rear and is designated by tax identification number 7271-00-386065.

As a result of the annexation, both parcels are now located within the Village of Millerton and

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continue to be owned by the Village. Since both parcels are now located within the Village, the Village Board must designate the Zoning District each parcel shall be included within and amend the Zoning Map which contains the boundaries of the Zoning Districts within the Village which Map accompanies and is a part of Section 170-8 of the Village Code. The Village Board has determined that each parcel should be included in the same Zoning District as the parcels surrounding each annexed parcel within the Village. In the case of the parcel designated by tax parcel identification number 7271-00-386065, the adjacent parcels of real property are all located in the Medium Density Residential (R20,000) Zoning District and the Village Board now wishes to include the parcel designated by tax parcel identification number 7271-00-386065 in the Medium Density Residential (R20,000) Zoning District. In the case of the parcel designated by tax parcel identification number 7271-00-087397, the surrounding parcels of real property are all located in the Land Conservation (LC) Zoning District and the Village Board now wishes to include the parcel designated by tax parcel identification number 7271-00-087397 in the Land Conservation (LC) Zoning District. The Village Board has determined it to be in the best interest of the Village to amend the Zoning Map contained in Section 170-8 of the Village Code to include the parcel designated by tax parcel identification number 7271-00-386065 within the boundaries of the Medium Density Residential (R20,000) Zoning District and to include the parcel designated by tax parcel identification number 7271-00-087397 within the boundaries of the Land Conservation (LC) Zoning District.

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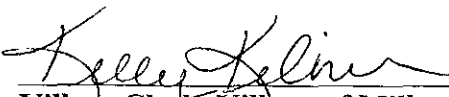
DATED: Millerton, New York  
July 22, 2019

  
KELLY KILMER, VILLAGE CLERK

The following resolution was voted upon with all Board members voting as follows:

Debra Middlebrook:	AYE
Jennifer Najdek:	AYE
Alicia Sartori:	AYE
Matthew Hartzog:	AYE
Joshua Schultz:	AYE

Dated: July 22, 2019  
Millerton, New York

  
Village Clerk, Village of Millerton

