

CITY OF PORT JERVIS

INTRODUCTORY LOCAL LAW NO. 10 OF 2023

**A LOCAL LAW AMENDING LOCAL LAW NO. 14 OF 2022 TO EXTEND THE MORATORIUM PROHIBITING THE REVIEW AND APPROVAL OF APPLICATIONS OF CERTAIN LAND DEVELOPMENT APPLICATIONS IN THE MOUNTAIN CONSERVATION DISTRICT AND WATERFRONT MIXED-USE DISTRICT WITHIN THE CITY OF PORT JERVIS FOR AN ADDITIONAL SIX MONTHS**

Be it enacted by the Common Council of the City of Port Jervis, County of Orange, State of New York as follows:

**Section 1. Purpose and Intent.**

The Common Council of the City of Port Jervis previously adopted Local Law No. 14 of 2022 a moratorium with respect to the submission and processing of any applications of land use approvals, including building permits, certificates of occupancy or completion, site plan approvals, subdivision plats, special use permits, and variances (hereinafter "Land Use Approvals") for all development in the Mountain Conservation District and Waterfront Mixed-Use District within the City pending the City Council's review of such zoning regulations and consideration of any necessary amendments to same, which moratorium was extended by Local Law No. 7 of 2023, and that work is continuing. The Common Council has determined it is in the best interest of the City to extend the subject moratorium for an additional six months to ensure that the appropriate regulations are developed in order to adopt any necessary changes to the City's zoning code.

Local Law No. 14 of 2022, as extended by Local Law No. 7 of 2023, shall be and hereby are amended by this Local Law as follows:

**Section 2. Term.**

The moratorium established by Local Law No. 14 of 2022, as extended by Local Law No. 7 of 2023, which prohibits the review and approval of applications for all development in the Mountain Conservation District and Waterfront Mixed-Use District within the City, is hereby extended for a period of six months from the date that this local law is filed with the New York State Department of State.

All other provisions of Local Law No. 14 of 2022, as extended by Local Law No. 7 of 2023, shall remain in full force and effect for the stated term provided for in this Section.

**Section 3. Severability.**

If any part or provision of this Local Law or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of this Local Law or the application thereof to other persons or circumstances, and the Common Council of the City of Port Jervis hereby declares that it would have passed this Local Law or the remainder thereof had such invalid application or invalid provision been apparent.

**Section 4. Repeal.**

All ordinances, local laws and parts thereof inconsistent with this Local Law are hereby repealed.

**Section 5. Effective Date.**

This Local Law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.