

LOCAL LAW NO. 4 OF 2024

**BOARD OF TRUSTEES
VILLAGE OF SCARSDALE**

**A LOCAL LAW TO AMEND THE RULES AND PROCEDURES OF CERTAIN
SCARSDALE LAND USE BOARDS**

A LOCAL LAW to amend the Scarsdale Village Code in relation to the appointments of members to the Board of Architectural Review, the Committee on Historic Preservation, and the time period for consideration of matters referred to the Planning Board.

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

Section 1. Chapter 18 of the Scarsdale Village Code concerning the Board of Architectural Review, Section 18-4 entitled “Appointments; terms of office,” Subsections A and C, are hereby amended as follows:

§ 18-4 Appointments; terms of office.

- A. The Chair and other members of the Board shall be appointed by the Mayor, subject to the approval of the Board of Trustees. In the event of absence or disability of the Chair, the Board of Architectural Review may designate a member to serve as Chair, who shall preside over all proceedings and assume all duties of the Chair. The term of office of the Chair shall be one year. The term of office for each member shall be three years. In addition, the Mayor, subject to the approval of the Board of Trustees, may appoint two alternate members who will serve because of a conflict or in the absence of the regular members. These alternate appointments shall be for three years.
- B. In the same manner, vacancies shall be filled in accordance with New York State Village Law for the unexpired term of any member whose place has become vacant.

Section 2. Chapter 77 of the Scarsdale Village Code concerning the Planning Board, Section 77-2 entitled “Action on referral from trustees” is hereby amended as follows:

§ 77-2 **Action on referral from the trustees.**

Each of the matters referred to in § 77-1A, B and C above shall be referred to the Planning Board for report thereon before final action thereon by the Board of Trustees, and no such final action shall be taken until it has received such report. The Planning Board shall report on any such matters so referred to it by the Board of Trustees within 30 days from the date of the referral or such other time set forth in the referral resolution, unless such time shall be extended by resolution of the Board of Trustees in connection with any such matter. If the Planning Board shall fail to report within the time so fixed, the Board of Trustees may, in its discretion, act upon such matter.

Section 3. Chapter 182 of the Code of the Village of Scarsdale, concerning the Committee for Historic Preservation, Section 182-3 entitled “Committee for Historic Preservation,” Subsection C, is hereby amended as follows:

§ 182-3 **Committee For Historic Preservation.**

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C. Appointments; term of office.

- (1) The Chairman, other members of the Committee, and the alternate member shall be appointed by the Mayor, subject to approval of the Board of Trustees. The Chairman shall be appointed for one year; however, this limitation does not prohibit the appointment of the same person to subsequent or consecutive one-year terms. The term of office for each member shall be three years. The appointments shall be staggered in that, initially, three members shall be appointed for three years, three for two years and one for one year. The alternate member shall be appointed for three years.
- (2) In the same manner, vacancies shall be filled in accordance with New York State Village Law for the unexpired term of any member whose place has become vacant.

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Section 4. Ratification, Readoption and Confirmation.

Except as specifically modified by the amendments contained herein, Chapters 18, 77 and 182 of the Scarsdale Village Code are otherwise to remain in full force and effect and are otherwise ratified, readopted and confirmed.

Section 5. Numbering for Codification.

It is the intention of the Village of Scarsdale and it is hereby enacted that the provisions of this Local Law shall be included in the Code of the Village of Scarsdale; that the sections and subsections of this Local Law may be re-numbered or re-lettered by the Codifier to accomplish such intention; that the Codifier shall make no substantive changes to this Local Law; that the word “Local Law” shall be changed to “Chapter,” “Section” or other appropriate word as required for codification; and that any such rearranging of the numbering and editing shall not affect the validity of this Local Law or the provisions of the Code affected thereby.

Section 6. Severability.

The provisions of this Local Law are separable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid or unconstitutional, or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality, or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this Local Law or their petition to other persons or circumstances. It is hereby declared to be the legislative intent that this Local law would have been adopted if such illegal, invalid or unconstitutional provision, clause, sentence, subsection, word or part had not been included therein, and if such person or circumstance to which the Local Law or part hereof is held inapplicable had been specifically exempt there from.

Section 7. Effective Date.

This local law shall take effect immediately upon filing with the Office of the Secretary of State.