

Public Hearing: May 22, 2023.

VILLAGE OF WILLIAMSVILLE

LOCAL LAW NO. ~~4X~~ of 2023

A Local Law Amending Chapter 112 (Zoning) Relative to Administration and Enforcement

Section 1. Title

This Local Law shall be referred to as, “Zoning Administration Law of 2023”.

Section 2. Purpose and Authority

The purpose of this Local Law shall be to amend Chapter 112 (Zoning) to create the position of Zoning Enforcement Officer and empower such officer to administer the provisions of said Chapter 112.

Section 3.

A. Chapter 112 (Zoning), Section 2 (Definitions) is amended to add the following definition following the definition of “Yard, side exterior”:

Zoning Enforcement Officer

The person designated pursuant to § 112-5 of this Chapter.

B. Chapter 112 (Zoning), Section 5 (Administration, enforcement and penalties) is amended as follows:

A. The office of Zoning Enforcement Officer is hereby created and, except as ~~Unless~~ otherwise provided, the provisions of this chapter shall be administered by said Zoning Enforcement Officer and enforced by the Code Enforcement Officer, in each case with the assistance of such persons as the Board of Trustees may direct. The duties and powers of the Zoning Enforcement Officer and Code Enforcement Officer may be invested in the same or separate individuals as the Board of Trustees deems appropriate.

B. The Zoning Enforcement Officer is charged with the responsibility to interpret this Chapter for the purposes of New York State Village Law § 7-712-b and shall have primary responsibility for administering this Chapter, including reviewing and processing applications for approvals required under this Chapter and providing support to the Planning and Architectural Review Board, the Zoning Board of Appeals, the

Historic Preservation Board, and other such boards and commissions as the Board of Trustees may designate.

C. The Code Enforcement Officer may cause inspection of any building, structure, land or use thereof. The Code Enforcement Officer shall order, in writing, the correction of any violation of this chapter.

ED. A violation of this chapter shall be punishable by a fine not to exceed \$250 for each violation. Each day of continued violation shall constitute a separate and additional violation.

C. Chapter 112 (Zoning), Section 12 (R-1 Single-Family Residence District), subsection A (permitted uses), subparagraph 2 (accessory uses), sub-sub paragraph (b) (Short-term rental) is amended as follows:

[1] Approval of a special use permit granted by the Zoning Board of Appeals under this chapter. An application for a special use permit shall be on a form provided by the ~~Code Enforcement Officer~~Building Department and shall be accompanied by an application fee as established by the Board of Trustees from time to time. Such special use permit shall remain in effect unless revoked by the Code Enforcement Officer for noncompliance with the terms of the permit or any of the following conditions, or the property is transferred to a new owner.

E. Chapter 112 (Zoning), Section 23 (Planning and Architectural Review Board), Subsection C (Referrals), sub-paragraph (3)(b) is amended as follows:

(b) All plans or proposals which, in the opinion of the ~~Code-Zoning~~Enforcement Official~~Officer~~, violate the intent of this chapter.

Section 4. Effective Date

This Local Law shall take effect immediately.