

## **Proposed Resolutions - 8/18/2022**

**1) 2023 Tentative Budget Public Hearing- Resolved**, that the Ancram Town Board will hold a public hearing on the proposed 2023 Tentative Budget at 6:55 pm on Thursday, September 15, 2022 at the Ancram Town Hall, 1416 CR 7, Ancram NY 12502. Copies of the 2023 Tentative Budget will be available from the Ancram Town Clerk, will be posted on the Town website at [www.ancramny.org](http://www.ancramny.org) and will be circulated to the Ancramemail list.

**2) Resolution of the Town of Ancram Town Board Adopting Local Law No. 6 of 2022, “Zoning Update of 6 2022”, a “Local Law Amending Miscellaneous Provisions of the Town of Ancram Zoning Law previously adopted on November 20, 2014, and as amended since.**

### **Whereas:**

1. New legislation, introduced to the Town Board in June 2022 as Local Law No. 6 of 2022, amends miscellaneous provisions of the Town of Ancram Zoning Law, previously adopted on November 20, 2014 and as amended since.
2. Local Law No. 6 of 2022 is an updated Zoning Law and is proposed in the form of a Local Law pursuant to the authority and power granted to the Town Board and the Town by Articles 2 and 3 of the New York State Municipal Home Rule Law and by Article 2 of the New York State Statute of Local Governments.
3. In 2019, pursuant to the authority granted in New York State Town Law § 272-a, the Town of Ancram adopted an updated Comprehensive Plan. That Plan sets forth Ancram’s vision for its future, and the blueprint for how the Town should grow and how Ancram should preserve the characteristics and qualities of the Town so valued by Town residents. The Comprehensive Plan consists of materials, written and/or graphic, including, but not limited to, maps, charts, elements, appendices and other descriptive material. Section 272-a (11) of the Town Law requires, in relevant part, that all town land use regulations must be in accordance with an adopted Comprehensive Plan.
4. It is the Town of Ancram Town Board’s intention to adopt a Zoning Law which brings Ancram’s zoning law into accord with the 2019 Comprehensive Plan. Our existing Town Zoning Law was adopted in 2014 and amended several times since then to address issues as they have arisen. Since the adoption of the updated Comprehensive Plan, the Town has recognized there is a need for the Zoning Law to better address current land uses not previously adequately addressed in the Town Zoning Law including, but not limited to definitions, rules related to logging practices, electric vehicle charging stations, short-term rentals, recreational facilities, and buffers between farm and non-farm uses. The Town also recognized that improvements in definitions and in other locations were needed to clarify intent of some sections in the zoning.
5. In addition to, and in confluence with the implementation of the goals of the Town’s Comprehensive Plan, it is also the purpose of the proposed Zoning Law to exercise our Town’s right to protect our citizens by controlling the use of land so as to broadly protect the public health, safety and general welfare and to carry out locally established goals and objectives in accordance with a comprehensive plan designed to preserve and

protect, for the benefit of the town as a whole, the basically rural-agricultural character of the Town.

6. This proposed Zoning Law is the result of hours of work over at least a year by the Town's Zoning Review Committee (ZRC). Throughout that time, the ZRC has been working with the benefit of professional assistance from Nan Stolzenburg, FAICP, of Community Planning and Environmental Associates.
7. The Town Board declared themselves lead agency to conduct SEQR, and the Town Board subsequently reviewed the Environmental Assessment Form (EAF), Part 1, Part 2 and Part 3 pursuant to the State Environmental Quality Review Act (SEQRA).
8. The Town Board determined that no significant adverse environmental impacts would result from adoption of Local Law #6 of 2022 and issued a Negative Declaration pursuant to 6 NYCRR Part 617.
9. Pursuant to New York State Municipal Home Rule Law § 20, Local Law No. 6 of 2022 proposing updates to the Zoning Law for the Town of Ancram was received by each member of the Town Board prior to this meeting via email and that proposed Local Law shall be deemed to be on the desk of each member of the Town Board as of tonight's Town Board meeting.
10. The Town Board previously directed that the proposed Local Law be referred to the Columbia County Planning Board for its review and for an advisory opinion pursuant to Section 239-m of the New York State General Municipal Law. The referral to the County was made in conformity with the applicable provisions of New York State General Municipal Law § 239-m and the County determined that adoption of this Local Law would not have any county-wide implications and thus approved the local law.
11. Town Board also referred this proposed Local Law to the Town of Ancram Planning Board in accordance with Town of Ancram Zoning Law Article XII(B) for its review and for an advisory opinion and the Planning Board offered no objection.
12. In accordance with New York State Municipal Home Rule Law § 20(5), the Town Board scheduled and held a properly noticed Public Hearing on the Proposed Local Law via Zoom and allowed for written public input subsequent to the hearing. The Town Board also posted a copy of the proposed Local Law on the Town's web site, and made a paper copy of the proposed Local Law available for review by the public at the Town of Ancram Town Hall, 1416 County Route 7, Ancram NY 12502.
13. The public offered no comments and subsequently the Town Board prepared a final version of the proposed zoning amendments, attached as Amendment A to this resolution.

**NOW THEREFORE, BE IT RESOLVED,**

Section A. That the Town Board hereby adopts Local Law # 6 of 2022.

Section B. That the Town Board instructs the Town Clerk to file the ENB form as required by 6NYCRR Part 617.

Section C. That the Town Board directs the Town Clerk to inform the Columbia County Planning Office of its decision on such form as may be prescribed by the Columbia County Planning Office.

Section D. That the Town Board directs the Town Clerk to file Local Law #6 of 2022, as adopted by the Town Board, with the New York State Department of State immediately.

Section E. That the Town Board shall enter this law into the minutes of the Town Board and shall publish a summary or abstract of it once in the official newspaper of the Town.

Section F. That the Town Board instructs the Town Clerk to maintain a file in her office in the Town Hall to contain all parts of this law and instructs the Town Clerk to ensure that all parts of the law be posted on the Town's website and that the Town Board cause affidavits of the publication and posting of the amendments be filed with the Town Clerk.

Section G. That the Town Board instructs the Town Clerk to update existing zoning code copies with this latest version and ensure that the Planning Board, Zoning Board of Appeals, Building Department, and others have and utilize the most recent version of such zoning that incorporates Local Law 6 of 2022.

On a motion by:

And Seconded by:

Roll Call Vote of Resolution: Aye Nay Absent/Abstain

Arthur Bassin, Supervisor \_\_\_\_\_

Hugh Clark \_\_\_\_\_

David Boice \_\_\_\_\_

Amy Gold \_\_\_\_\_

Bonnie Hundt \_\_\_\_\_

This resolution was filed in the office of the Town of Ancram Town Clerk on the \_\_\_\_ of \_\_\_\_\_, 2022 by Monica R. B. Cleveland, Town Clerk of the Town of Ancram.

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Monica R. B. Cleveland, Town Clerk of the Town of Ancram

Annexed Documents:

Exhibit A: "Zoning Update of 6 2022", a Proposed Local Law No. 6 of 2022, a proposed "Local Law Amending Miscellaneous Provisions of the Town of Ancram Zoning Law previously adopted on November 20, 2014, and as amended since, and Adding New Provisions