

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**~~

of

North Castle

Town

~~**Village**~~

Local Law No. 5 **of the year** 2007

A local law to Amend Chapter 30 (Officers and Employees) of the Town Code with respect to training of Planning Board and Zoning Board of Appeals members to be consistent with General Municipal Law Section 239-c and Town Law Sections 267 and 271
(Insert Title)

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

County

City

of

North Castle

as follows:

Town

~~**Village**~~

Section 1. Amend Section 30 of the Town Code to state the following:

§ 30-3. Training requirements.

- A. All Planning and Zoning Board members in the Town of North Castle shall be required to complete a minimum of four (4) hours of training per year and shall be required to submit an annual reporting form to the Town demonstrating compliance with the training requirement..
- B. This training requirement would be satisfied by attendance at the planning and zoning short courses offered by the Westchester Municipal Planning Federation, the planning and zoning workshops at the New York Planning Federation's Annual Institute, other classroom training, distance learning, videos, on-site demonstrations or, in lieu thereof, other programs approved by the Chairperson of the Planning or Zoning Board.

- C. Training received in excess of four hours in any one year may be carried over into succeeding years.

§ 30-4. Effect of lack of training; removal.

Lack of training shall in no way affect a member's ability to serve on a board or vote on a matter coming before that board, but failure to receive the minimum required amount of training shall render the member ineligible for reappointment to the Board.

Section 2. Conflicting Standards.

Where the requirements of this Local Law impose a different restriction or requirement than imposed by other sections of the Code of the Town of North Castle, the Town Law of the State of New York or other applicable rules or regulations, the requirements of this Local Law shall prevail.

Section 3. Severability.

The invalidity of any word, section, clause, paragraph, sentence, part or provision of this local law shall not affect the validity of any other part of this local law that can be given effect without such invalid part or parts.

Section 4. Effective Date.

This Local Law shall take effect immediately upon its adoption and filing with the Secretary of State.

Dated: _____, 2007

(Complete the certification in the paragraph that applies to the filing of this local law and strikeout 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. 5 of 2007 of the (County) (City) (Town) (Village) of North Castle was duly passed by the Town Board on March 14, 2007, 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 2007 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2007, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ and was deemed duly adopted on _____ 2007, *(Elective Chief Executive Officer*)*

in accordance with the applicable provisions of law.

3. (Final adoption by referendum).

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 2007 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2007, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ on _____ 2007. Such local law was submitted *(Elective Chief Executive Officer*)*

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 _____ 2007, 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 2007 of the (County) (City) (Town) (Village) of _____ was duly passed by the _____ on _____ 2007, and was (approved) (not approved) (repassed after

(Name of Legislative Body)

disapproval) by the _____ on _____ 2007. Such local law was subject to *(Elective Chief Executive Officer*)*

permissive referendum and no valid petition requesting such referendum was filed as of _____ 2007, in accordance with the applicable provisions of law.

*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 2007 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 _____ 2007, 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 2007 of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 2007, 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 1, above.

Ann Leber, Town Clerk

(Seal)

Date: March 14, 2007

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized attorney of locality).

STATE OF NEW YORK
COUNTY OF WESTCHESTER

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

Signature

Roland Baroni, Town Attorney
STEPHENS, BARONI, REILLY, & LEWIS, ESQS.

Town of North Castle

Date: March 14, 2007