

TOWN OF NORTH CASTLE
Local Law # 21 For the Year 2006
(Adopted November 15, 2006)

A local law to amend Chapter A216 (Subdivision of Land) to permit reimbursement of costs by Town Employees involved in the review of Planning Board applications.

Be It Enacted by the Town Board of the Town of North Castle as follows:

Section 1. Amend Section A216-34C of the Town Code to state the following:

Additional fees for the review of subdivisions. The Planning Board in the review of any applications described above may refer any such application presented to it to such engineering, planning, legal, technical or environmental consultant or professional(s) employed by the Town, as the Board shall deem reasonably necessary to enable it to review such application as required by law. Charges made by such consultants shall be in accord with charges usually made for such services in the metropolitan New York region or pursuant to an existing contractual agreement between the town and such consultant. Charges made by the Town shall be in accord with the hourly rates upon which the employee's actual salary is based and fringe benefits and reasonable overhead. All such charges shall be paid upon submission of a town voucher. The applicant shall reimburse the town for the cost of such consultant services upon submission of a copy of the voucher. In the event that an application is required to be reviewed by the Town Board and/or the Town Engineer along with the Planning Board, then in such event and to the extent practicable, the same consultants shall be used in the review, and these consultants shall prepare one report providing the data, information and recommendations requested. In all instances, duplications of consultants' reports shall be avoided wherever possible in order to minimize the cost of such consultants' reports to the applicant.

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: _____, 2006