

# 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    Town    Village  
(Select one:)

of Santa Clara

Local Law No. 2 of 2011.

**A LOCAL LAW REPEALING AND REPLACING  
TOWN OF SANTA CLARA LAND USE CODE**

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

County    City    Town    Village

of Santa Clara as follows:

**Section 1. Authority** – This Local Law is adopted pursuant to New York Municipal Home Rule Law.

**Section 2. Amendment of Zoning Law** – The text (not including the Zoning Map) of the Town of Santa Clara Land Use Law, which was originally adopted as Local Law #1 of 2000 and revised July 17, 2003, is hereby repealed in its entirety and replaced by the attached amended Town of Santa Clara Land Use Law, which is included by this reference as a part of this Local Law as if appearing herein in its entirety.

**Section 3. Severability** – The invalidity of any clause, sentence, paragraph or provision of this Local Law shall not invalidate any other clause, sentence, paragraph or part thereof.

**Section 4. Repealer** – All Local Laws or Ordinances or parts of Local Laws or Ordinances in conflict with any part of this Local Law are hereby repealed. As stated in Section 2, this Local Law is specifically intended to supersede the provisions of the current text of the Town of Santa Clara Land Use Law but not the Zoning Map.

**Section 5. Effective Date** – This Local Law shall take effect upon filing in the office of the New York State Secretary of State.

(If additional space is needed, attach pages the same size as this sheet, and number each.)

RESOLUTION No.:  
INTRODUCED BY:  
SECONDED BY:  
DATE:

**RESOLUTION APPROVING SEQRA NEGATIVE DECLARATION  
AND ADOPTING LOCAL LAW REPEALING AND REPLACING  
TOWN OF SANTA CLARA LAND USE LAW  
(ALSO KNOWN AS "TOWN OF SANTA CLARA LAND USE CODE")**

**WHEREAS**, the Town of Santa Clara adopted a Land Use Law (also called the "Town of Santa Clara Land Use Code" and hereafter referred to as the Land Use Law) as Local Law No. 1 of 2000, and revised the Land Use Law in 2003; and

**WHEREAS**, the Town has identified various amendments and modifications to the text of the Land Use Law, but not the Zoning Map, which it wishes to enact and implement; and

**WHEREAS**, the potential environmental impacts of amendment of the Land Use Law are subject to review under the New York State Environmental Quality Review Act (SEQRA); and

**WHEREAS**, the Town Board has reviewed Part 1 and prepared Part 2 of a SEQRA Full Environmental Assessment Form and determined that adoption of the amended Land Use Law will have no significant adverse environmental impacts; and

**[WHEREAS**, the Town Board duly held a public hearing concerning the proposed Land Use Law amendments on November 12, 2010,

**NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:**

1. Adoption of the amended Land Use Law text will not result in any significant adverse environmental impacts and Town Counsel is authorized to file a SEQRA Negative Declaration - Notice of Determination of Non-Significance with respect to the action substantially in the form attached hereto.

2. The Town Board hereby adopts Local Law No. 2 of 2011 repealing the text (but not the Zoning Map) of the current Land Use Law and replacing it with the amended Land Use Law text.

3. The Town Board hereby authorizes and directs the Town Clerk or Town Counsel to file Local Law No. 2 with the New York Secretary of State in accordance with the provisions of the Municipal Home Rule Law.

4. The Town Clerk and Town Counsel are hereby authorized and directed to take any and all further actions necessary to effectuate the provisions of this Resolution.

[5. All applications requiring review under the Land Use Code which were received and deemed complete prior to the effective date of this Local Law No. 2 shall be reviewed under the Land Use Law as revised July 17, 2003, and all such applications received and deemed complete after the effective date of this Local Law No. 2 shall be reviewed under the provisions of the Land Use Law as amended by Local Law No. 2.]

Duly adopted by the following vote:

AYES: 5

NAYS: - 0 -

ABSTAINED: - 0 -

ABSENT: - 0 -