

Meeting: 3/10/2025
Moved by: C. Coleman
Seconded by: C. Damone

Resolution 2025-49

Set Public Hearing Date – Local Law No. 2 of 2025: A Local Law to Give the Newport Town Board Final Authority to Approve and Grant Special Use Permits With a Recommendation from the Planning Board

WHEREAS, the Town Board requested the development of a local law returning the authority to approve and grant special use permits to the Town Board for their review.

NOW, THEREFORE, BE IT RESOLVED that the Town Board shall hold a public hearing on April 14, 2025 at 7:30 p.m. at the Newport Town Office, 2788 West St., Newport, New York, to hear all interested parties on the proposed Local Law No. 2 of 2025: A Local Law to Give the Newport Town Board Final Authority to Approve and Grant Special Use Permits With a Recommendation from the Planning Board (Appendix A.4); and

BE IT RESOLVED FURTHER that the Town Board hereby authorizes the advertisement of the public hearing.

Financial Impact:
N/A

	Ayes	Nays
Councilmember Brucker	_____	<u> X </u>
Councilmember Coleman	<u> X </u>	_____
Councilmember Damone	_____	<u> X </u>
Councilmember Goodman	<u> X </u>	_____
Supervisor Lowell	_____	<u> X </u>

Town of Newport Local Law No. 2 of 2025

Set Public Hearing Date – Local Law No. 2 of 2025: A Local Law to Give the Newport Town Board Sole Authority to Approve and Grant Special Use Permits With a Recommendation from the Planning Board

BE IT ENACTED by the Town Board of the Town of Newport, County of Herkimer, State of New York, as follows:

Section 1. Legislative intent.

It is the intent of this local law to give the Newport Town Board sole authority to approve and grant Special Use Permits in accordance with the provisions of the Newport Zoning Ordinance.

Section 2. Authority

This local law is adopted pursuant to § 10 of the Municipal Home Rule Law and § 274-b of the Town Law of the State of New York.

Section 3. Authority to approve and grant special use permits.

Article X § 10.3 of the Town of Newport Zoning Ordinance is amended to give the Newport Town Board sole authority to approve and grant Special Use Permits in accordance with the standards and requirements set forth in the Zoning Ordinance.

Section 4. Severability.

If any provision hereof, or the application thereof to any person or circumstance, is adjudged invalid by a court or tribunal of competent jurisdiction, such provision shall be deemed severed and any such judgment shall not affect or impair the validity of the other provisions of this local law (which shall remain in force and effect) or the application hereof to other persons and circumstances.

Section 5. When effective.

This local law shall take effect immediately upon its filing with the Secretary of State of New York.