

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 Sackets Harbor
- Town
- Village

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
AUG 17 2007

Local Law No. 2 of the year 2007

MIC
& STATE
LANDS

A local law amending Local Law No. 2 of the Year 1987, the Village of
(Insert Title)
Sackets Harbor Zoning Law, as amended, at Section 4-7 to provide
for the addition of lands to the Planned Development District,
commonly known as Madison Barracks.

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

- County
- City of Sackets Harbor as follows:
- Town
- Village

(Delete this line of text and enter text of local law here)

See attached pages 1 through 4 attached hereto.

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

(Complete the certification in the paragraph that applies to the filing of this local law and strike out 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. 2 of 20 07 of the ~~(County)(City)(Town)~~(Village) of Sackets Harbor was duly passed by the Board of Trustees on June 5 20 07, in accordance with the applicable provisions of law.

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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ and was deemed duly adopted (Elective Chief Executive Officer*) on _____ 20 _____, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____ 20 _____ (Elective Chief Executive Officer*)

Such local law was submitted 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 _____ 20 _____, 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 20 _____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20 _____, and was (approved)(not approved) (Name of Legislative Body) (repassed after disapproval) by the _____ on _____ 20 _____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20 _____, 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.)

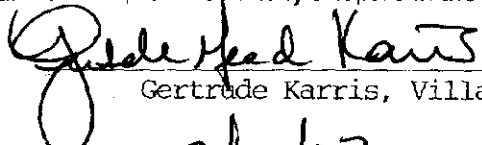
I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20 _____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20_____, 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 20 _____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20_____, 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.



Gertrude Karris, Village Clerk
Date: 7/17/07


(Seal)

(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 Jefferson

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.





David B. Gurtson, Esq., Casboj, McKay, Bachman & Kendall, LLP
Signature
Title Village Attorney, Village of Sackets Harbor
County _____
City of _____
Town Sackets Harbor, New York
Village Village
Date: 8-15-07

Village of Sackets Harbor
Local Law No. 2 of the Year 2007

A local law amending Local Law No. 2 of the Year 1987, providing for an update of the Madison Barracks Planned Development District.

Be it enacted by the Board of Trustees of the Village of Sackets Harbor as follows:

Section 1. Local Law No. 2 of the year 1987, the Village of Sackets Harbor Zoning Law, as amended, is hereby amended in part to amend Section 4-7; to provide for an update to the Planned Development District commonly known as Madison Barracks to read as follows:

Section 4-7. Planned Development District - Madison Barracks.

- A) The purpose of this section is to provide for a revision and update of the Planned Development District.
- B) The uses allowed, property lines, parcels and location of all roads, water, sewer, solid waste facilities are as set forth on the following drawings and plans, copies of which are on file with the Village Clerk and are hereby incorporated as part of this Local Law:
 - 1) Revise Planned Development Drawing and Subdivisions, Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York Drawing, dated 12/8/86 and last revised 06/07/01 by GYMO Architecture, Engineering, Land Surveying, Inc., P.C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408;
 - 2) Detail Sheet: Parcels R, R1, R2, Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York, dated March 05, 1999 by GYMO Architecture, Engineering, Land Surveying, Inc., P.C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408;

- 3) Detail Sheet: Parcels A, J1, J, Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York, dated March 11, 1999 by GYMO Architecture, Engineering, Land Surveying, Inc., P.C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408;
- 4) Road Network Drawing, Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York, dated 12/8/98 by GYMO Architecture, Engineering, Land Surveying, Inc., P.C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408, except the area of Pike Road on the nine lot subdivision called Bayview Estates is eliminated; and
- 5) Three sheets of Drawings entitled "Mortgage Survey", dated June 22, 1998 last revised 8-31-98; Site Plan Marina at Madison Barracks Complex, Village of Sackets Harbor, Jefferson Co., dated May 5, 1998 and last revised 8-31-98; and Misc. Sheet, Madison Barracks dated 8/5/98 last revised 8/31/98 all by Stanford J. Zeccolo LLS No. 40531.

(Collectively all the foregoing paragraphs 1-5 above "The Plans")

- C) The Bayview Estates Subdivision is expanded to ten (10) lots by adding 2710 square feet of land at the southerly end of Bayview Estates Subdivision to the Madison Barracks Planned Development District, relocating the southerly boundary line of Lot 1 Bayview Estates and adding the land from Lot 1 to form the new Lot 10 to Bayview Estates Subdivision. The area requirements and lot dimensions for the ten lot Bayview Estates single family home sites shown and depicted on the Bayview Estates Plan as shown and described on revised Bayview Estates Utility and Subdivision Plan map, Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York, dated January 24, 2000 and last revised May 23, 2007 by GYMO Architecture, Engineering, Land Surveying, Inc., P.C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408, except

the thirty (30) foot waterfront setback is eliminated and the rear yard setback for the Lot 10 Bayview Estates is reduced to fifteen (15) feet and the lot width is reduced to seventy (70) feet, are hereby approved by the Board of Trustees as required by the Subsection 4-6 C. However, said proposed ten (10) lot single family home sites have been subject to subdivision review and approval by the Planning Board under the Village's Subdivision Control Law and all construction on said lots shall be subject to site plan review and approval pursuant to Article VII, and new lot 10 shall further be subject to the restrictive covenants applicable to lot 1.

D) Single family residential homes are the permitted use for parcels B, Q, X and N, but only after subdivision review and approval under the Subdivision Control Law and approval under Subsection 4-6 C by the Board of Trustees. The proposed lot lines and proposed roads on parcels B, B1, C, M, M1, N and X on the Plans are illustrative only.

E) The following parcels and buildings require approvals under Subsection 4 - 6 C and Article VII, Site Plan Review, prior to the issuance of a zoning permit:

Parcel A
Parcel B
Parcel B1
Parcel M
Parcel M1
Parcel R-2
Buildings 35, 37, 40, 58, 82, 135

F) The infrastructure agreements between the Village and Fort Pike Associates, Madison Barrack Associates, Harbor View Home LP and Lakeview Homes LP, dated May 19, 1988 and April 21, 1999 as they may be amended by the parties thereto or their successors and assigns from time to time, are hereby incorporated into and made a part of this Local Law.

Section 3. This Local Law is adopted pursuant to Municipal Home Rule Law. In accordance with Section 22 of the Municipal Home Rule Law, it is determined that any procedural or substantive provisions of this Local Law which are inconsistent with Local Law No. 1 of the Year 1988, the Subdivision Control Law of the Village of Sackets Harbor, New York, including Section 160 thereof; Local Law No. 2 of the Year 1987, as amended, the Village of Sackets Harbor, including Section 4 - 6 and Article VII thereof; Village Law Sections 7-706, 7-708, 7-728 and 7-730, those inconsistent provisions are hereby superseded.

Section 4. This Local Law shall take effect upon filing with the Secretary of State.



COPY

MICHAEL D. HOAGLAND
Mayor

GERTRUDE MEAD KARRIS
Clerk

Deputy Mayor
MARK A. PACILIO

JAMES YUHAS
Treasurer

Village of Sackets Harbor

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TDD 1-800-662-1220

LAWRENCE C. BARONE
Trustee

DANIEL E. FRECHETTE
Trustee

MICHAEL R. KINNIE
Trustee

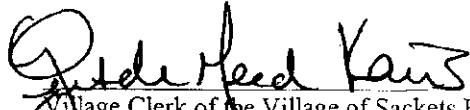
KAREN W. WILLIAMS
Deputy Clerk

STATE OF NEW YORK)
)SS.:
COUNTY OF JEFFERSON)

I, Gertrude Mead Karris, Village Clerk of the Village of Sackets Harbor, County of Jefferson, State of New York do hereby certify that I have compared the resolution attached hereto with the original thereof filed in my office at 112 N. Broad Street, Sackets Harbor, New York on the 12th of June, 2007, and that the same is a true and correct copy of said original and of the whole thereof.

In Testimony Hereof, I have hereunto set my hand and affixed the seal of the Village of Sackets Harbor this 17 July, 2007.

(SEAL)


Village Clerk of the Village of Sackets Harbor
County of Jefferson, State of New York

RESOLUTION

BE IT RESOLVED, by the Board of Trustees of the Village of Sackets Harbor to Amend Local Law #2 of the year 1987, providing for an addition of land to the Madison Barracks Planned Development District.

RESOLVED, that this resolution shall take effect immediately.

Dated: June 12, 2007

Introduced by: Trustee Michael Kinnie

Seconded by: Deputy Mayor Pacilio

Voting Aye: Deputy Mayor Mark A. Pacilio
Trustee Lawrence C. Barone
Trustee Michael R. Kinnie

Voting Nay: Mayor Michael Hoagland

Absent: Trustee Daniel E. Frechette

Abstained: None

We are an Equal Opportunity Provider. Complaints of discrimination should be sent to:
USDA, Director of Civil Rights, Washington, DC 20250-9410