

Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
162 WASHINGTON AVENUE, ALBANY, NY 12231

(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.

STATE OF NEW YORK
DEPARTMENT OF STATE
FILED
APR 28 1999
Alexander R. Giambrone
Secretary of State

County
City of Sackets Harbor
Town
Village

Local Law No. 1 of the year 1999

A local law amending Local Law No. 2 of the Year 1988,
(insert Title)
providing for an update of the Planned
Development District.

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

County
City of Sackets Harbor as follows:
Town
Village

Section 1. Local Law No. 2 of the Year 1988, the Village of Sackets Harbor Zoning Law, as amended, is hereby amended in part to add the following Section 4-7 to provide for an update to the Planned Development District commonly known as Madison Barracks:

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 Madison Barracks Complex, Village of Sackets Harbor, Town of Hounsfield, Jefferson County, New York Drawing and Subdivisions, dated 12/8/98 and last revised 03/16/99 by GYMO Architecture, Engineering, Land Surveying, Inc. P. C., signed and sealed by Leo F. Gozalkowski, LLS No. 047408;

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

- 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, 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, 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 and Land Surveying P.C., and signed and sealed by Leo F. Gozalkowski, LLS No. 047408; and
- 5) Three sheets of Drawings entitled "Mortgage Survey", dated June 22, 1998 last revised 8-31-98; Site Plan Marina at Madison Barracks, 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 area requirements and lot dimensions for the nine lot for single family home sites shown and depicted on the Plans, are hereby approved by the Board of Trustees as required by Subsection 4-6 C. However, said proposed nine lot single family home sites shall be 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.
- D) Single family residential homes are the permitted use for parcels 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 on parcel X on the Plans are illustrative only, except for the proposed road, to be

dedicated to the Village if parcel X is approved for subdivision under the Subdivision Control Law and Subsection 4-6 C.

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

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

Section 2. This Local Law is adopted pursuant to the 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 3. This Local Law shall take effect upon filing with the Secretary of State, providing the Village Clerk proof of recording in the Jefferson County Clerk's Office a fully executed Master Easement Agreement dated as of March 1, 1999, a copy of which is on file with the Village Clerk and Madison Barracks Associates, Fort Pike Associates, Lakeview Homes, LP and Harborview Homes, LP executing and entering into an additional infrastructure agreement acceptable to the Village.

(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. 1 of 1999 of the ~~(County)(City)(Town)~~(Village) of Sackett's Harbor was duly passed by the Board of Trustees on April 20, 1999, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after *(Name of Legislative Body)* disapproval) by the _____ and was deemed duly adopted on _____ 19____, *(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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after *(Name of Legislative Body)* disapproval) by the _____ on _____ 19____. 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 _____ 19____, 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 19____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 19____, and was (approved)(not approved)(repassed after *(Name of Legislative Body)* disapproval) by the _____ on _____ 19____. Such local law was subject to *(Elective Chief Executive Officer*)* permissive referendum and no valid petition requesting such referendum was filed as of _____ 19____, 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 19____ 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 _____ 19____, 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 19____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 19____, 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 _____, above.

Betsy Stoker

Clerk of the County legislative body, City, Town or Village Clerk
or officer designated by local legislative body

(Seal)

Date: April 20, 1999

(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.

Dennis G. Whelpley

Signature Dennis G. Whelpley

Village Counsel
Title

~~County~~
~~City~~ of Sackets Harbor
~~Town~~
Village

Date: Apr. 17, 1999