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Local Law Filing

NEW YORK STATE DEPARTMENT OF STATE
41 STATE STREET, ALBANY, NY 12231

(Use this form to file a local law with the Secretary of State.)

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED

JAN 24 2003

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 of Cooperstown

MISCELLANEOUS
& STATE RECORDS

Local Law No. 1 of the year 2003

A local law Moratorium on Tourist Accommodations
(Name Title)

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

County
City of Cooperstown as follows:
~~Town~~
~~Village~~

As per attached

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

Section I. This local law shall be known as Local Law No.1; or the Village of Cooperstown Tourist Accommodation Moratorium of 2003.

Section II. Legislative Findings In connection with the adoption of this Local Law, the Village of Cooperstown Board of Trustees adopts and makes the following findings:

- A. As a result of recent litigation, it has become apparent that the current Zoning Law may not properly provide for the application and/or issuance of permits for tourist accommodations.
- B. That it would definitely appear that such an issue must be addressed by the village, and appropriate regulations provided for such requests.
- C. That the acceptance and issuance of such permits may have definite impact on the general welfare of the citizens of the Village of Cooperstown as well as an impact on the character of the village.
- D. That there is a need to reassess the affects of such permits, so as to identify and evaluate both their positive and negative affects, so as to properly implement regulations dealing with such permits in accordance with the present values and goals of the Village of Cooperstown Zoning Law.

Section III. Moratorium For a period of ninety (90) days from the date of adoption of this Local Law, the village zoning enforcement officer is prohibited from accepting or processing any applications for tourist accommodations of any kind.

Section IV. Repeal of Other Laws All ordinances or Local Laws in conflict with the provisions of this Local Law are hereby repealed to the extent necessary to give this Local Law full force and effect.

Section V. Effective Date This Local Law shall take effect upon hand delivery to the Dept. of State and shall remain in force and in effect for a period of ninety (90) days from that date.

(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 2003 of the ~~(County)~~(City)~~(Town)~~(Village) of Cooperstown was duly passed by the Board of Trustees on Jan. 20 2003, 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 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved)(repassed after disapproval) by the _____ and was deemed duly adopted on _____ 20____, in accordance with the applicable provisions of law.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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)(repassed after disapproval) by the _____ on _____ 20____. 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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

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)(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.
(Name of Legislative Body)
(Elective Chief Executive Officer)*

* 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 _____, above.

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

(Seal)

Date: Jan. 23, 2003

(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 OTSEGO

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.

[Signature]
Signature
Village Attorney
Title

County
City of Cooperstown
Town
Village

Date: 1/23/03